

INDEX

ADMISSIONS, BOARD OF	
Membership-----	10
Sessions-----	5
APPOINTED BOARDS	
Alternates-----	32, 50
ASSESSMENT	
Validation of list-Special Act-----	10
Motor Vehicle listing eliminated-----	16
Real Estate listing eliminated-----	16
Tax Exemption: Personal Property (Handicapped)-----	45; 49-50
Solar Energy-exemption-----	26
Nature Conservancy-----	26
Congregational Church-----	34
New Samaritan Housing-----	26; 27, 29, 32
BAZAARS AND RAFFLES-----	4
BUILDING CODE	
Adoption State Basic Code-----	4; 15
Amendment to Sec 100 (5)-----	9
Buildings, Construction or Altering-----	4: 16
Certificate of Use and Occupancy-----	16
Fees-----	54
Permit to Build or Alter-----	16
Permit will not be issued when taxes are delinquent-----	51
Violation, Penalty for-----	18, 19
BUILDING OFFICIAL	
Deputy Building Official, Appointment-----	9
Election of-----	4
Term of-----	5
BUDGET	
Publishing of, waived-----	3
Public hearing of-----	17
Referendum-----	47-48
CAPITOL IMPROVEMENT PLANNING COMMISSION	
Abolished-----	17
Establishment of-----	50
CAPITOL REGION COUNCIL OF GOVERNMENTS-----	19, 20
CAPITOL REGION PLANNING AGENCY	
Joining Region-----	6
Membership-----	5
Representatives to-----	6
CIRCUIT COURT, MANCHESTER-----	5
CONSTABLES-----	26
DISPOSAL AREA	
Recycling Solid Waste-----	39 – 45
Garbage, importation restriction-----	4
Identification stickers, issuance of-----	10

INDEX

DISPOSAL AREA (continued)	
Motor Vehicles, dumping of-----	15
Regulations of use and maintenance-----	7-8; 10; 23; 33 – 37
DRIVEWAYS	
Amendment to construction-----	17; 33
Installation-----	6
DUMPSTERS FOR CONSTRUCTION DEBRIS-----	54
ELDERLY	
Housing, New Samaritan Housing Corp-----	26, 27, 29, 32
Municipal Agent-----	38, 39
Property Tax Relief-----	26; 27, 32, 45, 46, 47, 49, 50
ELECTIONS	
Bi-annual proposed-----	1
Biennial, act providing for-----	2-3
Biennial, Municipal date of-----	17
Polling hours for Municipal Election-----	9
FEES	
Appeal to Zoning Board of Appeals-----	4
Building Permits-----	54
Establishment of-----	17
Peddler & Vendor Licenses-----	8-9
Sewage Disposal-----	17
FINANCE, BOARD OF	
Alternate members-----	25
FINES	
Building Code, Violation of-----	18
Disposal Area, violation of use and maintenance-----	7, 8
Night Parking on public highways-----	6; 7, 14
Parking, winter storms-----	14, 15
Peddlers License, violation of-----	8-9
Refrigerator or ice box, abandonment-----	3
Sewage Disposal, violation-----	17
Waste Materials on Roads-----	25
FIRE LANES, ESTABLISHMENT OF-----	51
FLOOD	
National Insurance Program-----	23, 24
Flood Plain Management-----	27 - 29
HOUSING CODES	
Garden Apartments-----	10-12
Rental Housing-----	12-14
JUSTICES OF THE PEACE	
Number of-----	19, 48
LAND FOR PARK	
Acceptance of-----	18
LITTER on Town Roads-----	25

INDEX

MOTOR VEHICLES	
Ambulance-type-----	30
Dumping of-----	15
Town Property-----	24, 37
MUNICIPAL EMPLOYEES-----	19; 20; 31; 32
NATURE CONSERVANCY	
Exemption-Taxation-----	25
PARKING	
Night-----	6
Night, Amendment-----	14
Winter Storms-----	14
Fire Lane-----	51
PEDDLERS & VENDORS	
Licensing-----	8
Fines-----	8
PLANNING & ZONING COMMISSION	
Established-----	3
Members, alternates-----	16
Members, elections & terms of-----	5
REFRIGERATOR OR ICEBOX-----	3
REGIONAL COUNCIL OF ELECTED OFFICIALS	
Joining Council-----	10
Representatives to-----	10
Representatives, permanent alternate-----	17
ROADS/RIGHTS-OF-WAY	
Excavation, prohibiting of-----	22
Driveways, installation of-----	6
Specifications of-----	1
Throwing of snow and ice onto-----	53
Waste Materials on-----	25
SEWAGE DISPOSAL-----	17, 18
STREET NUMBERS-----	30
TAX ABATEMENT	
New Samaritan Housing-----	26, 27, 29, 32
Firemen's Tax Abatement-----	51 – 53
TOWN ELECTED OR APPOINTED OFFICIALS	
Be electors-----	19; 30
Probationary Period-----	19
Appointment, hours, salaries, duties-----	31; 32, 49
TOWN OWNED PROPERTY	
Control of-----	24
Motorized vehicles on-----	37, 38
WETLANDS COMMISSION	
Establishing of-----	20-22; 30
Duties-----	20-22

INDEX

ZONING

Enabling act adopted-----1
Commission established----- 1

ZONING BOARD OF APPEALS

Alternate Members-----9
Fee for Appeal----- 4
Vacancy-----5

ORDINANCES, BY - LAWS, RULES AND SPECIAL ACTS TOWN OF ANDOVER, CONNECTICUT

49-01 CONNECTICUT ZONING ENABLING ACT ADOPTED

Moved and seconded that the Town of Andover adopt the Connecticut Zoning Enabling Act. (Chapter 43 of the 1949 Revised General Statutes.)

Voted: Effective July 6, 1949.

50-01 ZONING COMMISSION ESTABLISHED

Moved and seconded that the Town of Andover establish a Zoning Commission under the provisions of Chapter 43 of the General Statutes, Revision of 1949, and that the Selectmen be empowered to appoint as a Zoning Commission the Committee now working on Zoning Regulations.

Voted: Effective January 23, 1950

Moved and seconded that the Town of Andover fix the terms of office of the members of the Zoning Commission, as follows: Said Commission shall consist of five members to be chosen by the Selectmen as per instructions, one of whom shall hold office until June 30, 1950; two of whom shall hold office until June 30, 1951; two of whom shall hold office until June 30, 1952, and thereafter each member of the Commission shall be elected for a term of three years as herein after provided. At the Annual Town Election to be held in May, 1950 and each three years thereafter, one person shall be elected to become a member of the Zoning Commission, and at the Annual Town Election to be held in each other year, two persons shall be elected to become members of the Zoning Commission. No person shall vote for more than one full term member of the Zoning Commission at any such election. Each member of the Zoning Commission shall continue to hold office until his successor is duly chosen and qualified.

Voted: Effective January 23, 1950.

Moved and seconded that members of the Zoning Commission be appointed by the Board of Selectmen for the terms previously fixed.

Voted: Effective June 13, 1950.

53-01 TOWN ROAD SPECIFICATIONS

Moved and seconded that all new roads have a minimum of 50 foot right of way with the necessary water rights for drainage; that a gravel surface 12 inches thick, 20 foot wide with 2 foot gravel shoulders, with 75 foot radius at the end and that plans be approved by the Selectmen before being constructed.

Voted: Effective January 8, 1953.

53-02 BI-ANNUAL ELECTIONS IN TOWN OF ANDOVER

Moved and seconded that the Town go on record as being in favor of Bi-annual Elections beginning with the election of 1955.

Voted: April 21, 1953.

Moved and seconded that the Town request the Cities and Borough Committee of the Legislature draw up and present such a bill changing elections from Annual to Bi-annual.

Voted: April 21, 1953.

53-03 **SPECIAL ACT AN ACT PROVIDING FOR BIENNIAL ELECTIONS
IN THE TOWN OF ANDOVER**

SECTION 1. Beginning in 1955, a town election shall be held in the Town of Andover on the third Monday of May, 1955, and biennially thereafter. The terms of all elective town officers in office in May 1955 shall expire on the first day of July 1955.

SECTION 2. At the town election to be held in said Town on the third Monday of May, 1955, and biennially thereafter, there shall be elected a first selectman, two selectmen, a town clerk, two registrars of voters, seven constables, six grand jurors, a collector of taxes, a town treasurer, and an agent of the town deposit fund, each of whom shall hold office for the term of two years.

SECTION 3. At the election to be held on the third Monday of May, 1955, there shall be elected one assessor and one member of the board of tax review, to hold office for a term of two years; one assessor and one member of the board of tax review to hold office for the term of four years; one assessor and one member of the board of tax review to hold office for the term of six years. At the biennial election of said Town to be held on the third Monday of May, 1957, and biennially thereafter, there shall be elected one assessor and one member of the board of tax review to hold office for the term of six years.

SECTION 4. At the election to be held on said third Monday of May, 1955, there shall be elected six members of the board of education, two to hold office for the term of two years, two to hold office for the term of four years and two to hold office for the term of six years. At the biennial election of said Town to be held on the third Monday of May, 1957, and biennially thereafter, there shall be elected two members of the board of education, each of whom shall hold office for the term of six years.

SECTION 5. At the election to be held on the third Monday of May, 1955, there shall be elected six members of the board of finance, two to hold office for the term of two years, two to hold office for the term of four years and two to hold office for the term of six years. At the biennial election of said Town to be held on the third Monday of May, 1957, and biennially thereafter, there shall be elected two members of the board of finance, each of whom shall hold office for the term of six years.

SECTION 6. At the election to be held on the first Monday of May, 1955, there shall be elected six members of the board of fire commissioners, two to hold office for the term of two years, two to hold office for the term of four years and two to hold office for the term of six years. At the biennial election of said Town to be held on the third Monday of May, 1957, and biennially thereafter, there shall be elected two members of the board of fire commissioners, each of whom shall hold office for the term of six years.

SECTION 7. At the election to be held on the third Monday of May, 1955, there shall be elected six members of the board of library directors, two to hold office for the term of two years, two to hold office for the term of four years and two to hold office for the term of six years. At the biennial election of said Town to be held on the third Monday of May, 1957, and biennially thereafter, there shall be elected two members of the board of library directors, each of whom shall hold office for the term of six years.

SECTION 8. At the election to be held on the third Monday of May, 1955, there shall be elected six members of the board of directors of the "Norton Fund", two to hold office for the term of two years, two to hold office for the term of four years and two to hold office for the term of six years. At the biennial election to be held on the third Monday of May, 1957, and biennially thereafter, there shall be elected two members of the board of directors of the "Norton Fund", each of whom shall hold office for the term of six years.

SECTION 9. At the election to be held on the third Monday in May, 1955, there shall be elected six members of the zoning board of appeals, two to hold office for the term of two years, two to hold office for the term of four years and two to hold office for the term of six years. At the biennial election of said Town to be held on the third Monday of May, 1957, and biennially thereafter, there shall be elected two members of the zoning board of appeals, each of whom shall hold office for the term of six years.

SECTION 10. At the election to be held on the third Monday in May, 1955, there shall be elected six members of the insurance commission, two to hold office for the term of two years, two to hold office for the term of four years and two to hold office for the term of six years. At the biennial election of said Town to be held on the third Monday in May, 1957, and biennially thereafter, there shall be elected two members of the insurance commission, each of whom shall hold office for the term of six years.

SECTION 11. The term of each town officer elected under the provisions of this act shall begin on the first day of July next succeeding his election and each such officer shall serve for the term for which he is elected and until his successor is elected and has qualified.

SECTION 12. If the number of officers to be elected under the provisions of this act is even, no person shall vote for more than one-half of the number, and, if the number to be elected is odd, no person shall vote for more than a bare majority of the number.

SECTION 13. The order of offices on the voting machine ballot labels shall be as follows: Assessor, board of tax review, first selectman, selectmen, town clerk, town treasurer, agent of the town deposit fund, grand juror, tax collector, constable, registrar of voters, board of education, library director, board of finance, fire commissioner, zoning board of appeals, Norton Fund commissioner, and insurance commissioner. Approved June 30, 1953.

54-01 TOWN OF ANDOVER WAIVE THE REQUIREMENT THAT THE BOARD OF FINANCE PUBLISH ITS ANNUAL BUDGET REPORT IN A NEWSPAPER

Ordinance, which was passed at the Annual Budget Meeting for the Town of Andover, duly warned and held on the first day of May 1954. That the Town of Andover waive the requirement that the Board of Finance publish its Annual Budget Report in a newspaper. Published May 3, 1954.

54-02 ORDINANCE CONVICTING ANY PERSON LEAVING UNATTENDED OR ABANDONING ANY ICEBOX OR REFRIGERATOR

Any person convicted of leaving unattended or abandoning any icebox, refrigerator or similar airtight device without first removing the door or destroying the lock shall be fined not more than \$25.00.

Voted: Effective July 20, 1954.

55-01 ORDINANCE CONCERNING THE CREATION OF A PLANNING COMMISSION FOR THE TOWN OF ANDOVER

1. There is hereby created a Town Planning Commission for the Town of Andover.
2. The Town Planning Commission for the Town of Andover shall consist of five (5) members who shall be electors of said town, and who shall not hold any salaried town office.
3. The members of the Planning Commission are hereby designated to be members of the Zoning Commission for said town, and the said Commission shall hereafter be known as the Planning and Zoning Commission of the Town of Andover.
4. The terms of office and the method of appointment of the members of said Commission shall be the same as the terms of office and the method of appointment of the Zoning Commission. The present members of the Zoning Commission shall, on the effective date of this ordinance, become the members of the Planning and Zoning Commission hereby created and their terms of office shall expire on the same day that they would have expired as members of the Zoning Commission.
5. Vacancies in any office shall hereafter be filled by the said Commission for the unexpired portion of the term, and any ordinance concerning the filling of vacancies, inconsistent with this provision, is hereby repealed.

6. This Ordinance shall take effect thirty (30) days after publication thereof in some newspaper having a circulation in the Town of Andover.

Voted. Published March 23, 1955. Effective April 23, 1955.

55-02 **ORDINANCE ADOPTING STATE BUILDING CODE**

Moved and seconded the Town of Andover adopt the State Building Code, 1951 amended edition.

Voted: Effective August 1, 1955.

Reference to State Building Code, 1951 Amended Edition is hereby made, a copy of which code is on file in the Town Clerk's Office of said Andover, by this reference is made a part of and included in the Ordinances and By-laws of the Town of Andover.

55-03 **AN ACT CONCERNING BAZAARS AND RAFFLES**

A Referendum held for the adoption or rejection of Public Act No. 409 "An Act Concerning Bazaars And Raffles" as passed by the 1955 session of the General Assembly: "For allowing the operation of bazaars and raffles".

Voted: Effective August 23, 1955.

55-04 **AMENDMENT TO STATE BUILDING CODE**

Moved and seconded to amend the State Building Code, Edition 1951, passed at a Special Town Meeting held on the 30th day of June 1955, as follows; Paragraph 6, page 2 to be amended to read; (a) after the adoption of this code by any municipality, no building or structure shall be constructed or altered until an application has been filed with the building official and a permit granted, with the exception of alterations with a value of less than \$150.00 (b) Paragraph 13, page 4 Table 1 to be amended to read: Valuation of work under \$150.00 fees none.

Voted: October 3, 1955.

55-05 **ELECTION OF A BUILDING OFFICIAL IN ACCORDANCE
WITH THE STATE BUILDING CODE**

Moved and seconded to elect a Building Official in accordance with the State Building Code adopted at a Special Town Meeting held June 30, 1955 for a term expiring on the date of next Annual Town Business Meeting in October unless sooner removed by a Special Meeting.

Voted: October 3, 1955.

56-01 **ORDINANCE RESTRICTING IMPORTATION OF GARBAGE**

Moved and seconded that the importation of garbage is unlawful except for disposal in the Andover Disposal Area, by the residents of the Town of Bolton in the manner prescribed by the Disposal Area Regulation and provided the Town of Bolton has entered into a proper contract with the Town of Andover for use of this area.

Voted: April 5, 1956. Effective May 9, 1956.

56-02 **CHANGE OF THE FEE FOR AN APPEAL TO THE ZONING BOARD OF APPEALS**

Moved and seconded to increase the fee for an Appeal to the Zoning Board of Appeals from \$2.00 to \$10.00.

Voted: April 5, 1956.

56-03

**ORDINANCE REGARDING COMBINED ZONING
AND PLANNING COMMISSION ELECTION**

The term of office of the present members of the combined Zoning and Planning Commission shall expire June 30, 1957. At the election to be held for the election of Town Officers in 1957 there shall be elected two (2) members of the Zoning-Planning Commission, who shall serve for a term of 6 years from July 1, 1957: two (2) members of Zoning-Planning Commission who shall serve for a term of 4 years from July 1, 1957: and one (1) member of the Zoning-Planning Commission who shall serve for a term of 2 years from July 1, 1957. Thereafter at each bi-annual election to be held for the election of Town Officers, members of the Zoning-Planning Commission shall be elected for a term of 6 years to fill the terms which expire on June 30th next succeeding. No person shall vote for more than one-half the number to be elected, if the number be even, and shall not vote for more than a bare majority of the number to be elected, if the number be odd.

Voted: May 5, 1956. Effective June 7, 1956.

56-04

TERM OF BUILDING OFFICIAL

The term of the Building Official expires June 30th of each year.

Voted: May 5, 1956.

The Building Official be nominated and elected prior to the expiration of term of office.

Voted: May 5, 1956.

57-01

**BOARD OF ADMISSION TO HOLD THREE AND FIVE
HOUR SESSIONS BEFORE ELECTIONS**

Moved and seconded to rescind all previous motions relative to Admission of Electors and to permit the Board of Admission to hold a three hour session on the sixth week and a five hour session on the fourth week before any regular Municipal or State Election.

Voted: May 4, 1957.

59-01 ORDINANCE FILLING VACANCY ON ZONING BOARD OF APPEALS

Whenever a vacancy shall exist in the office of member of the Zoning Board of Appeals, said Board shall notify the Board of Selectmen and the Board of Selectmen shall appoint to fill said vacancy an elector whose name appears upon the enrollment list of the party which elected the former member whose office is now vacant. Any person so appointed shall serve until the expiration of the term of the said former member.

Voted: October 5, 1959. Effective November 6, 1959

59-02 CAPITOL REGION PLANNING AGENCY TOWN OF ANDOVER MEMBERSHIP

Moved and seconded the town petition the Capitol Region Planning Agency requesting the inclusion of the Town of Andover in the area of operation of said Agency.

Voted: October 5, 1959.

59-03 CIRCUIT COURT, MANCHESTER, REQUEST TO INCLUDE TOWN OF ANDOVER

Moved and seconded the town request the Executive Secretary of the Judicial Department to include the Town of Andover in the circuit of the new Circuit Court which will hold sessions in Manchester.

Voted: October 5, 1959.

60-01 ORDINANCE RE: JOINING CAPITOL REGION PLANNING AGENCY

Resolved that the Town of Andover adopt sections 8-31a to 8-37a, inclusive of the 1959 Supplement to the General Statutes, and join the Capitol Region Planning Agency.

Voted: May 7, 1960. Effective June 10, 1960.

60-02 ORDINANCE FIXING TERMS AND METHOD CHOOSING REPRESENTATIVES ON CAPITOL REGION PLANNING AGENCY

Ordinance regarding the choosing of the representatives of the Town on the Capitol Region Planning Agency: Resolved: That one Representative of the Town of Andover on the Capitol Region Planning Agency shall be appointed by the Planning Commission for a term ending June 30, 1961. Biennially, before June 15th in each odd year, the Planning Commission shall appoint a representative of the Town of Andover on the Capitol Regional Planning Agency, who shall serve for a term of two years from July 1st next ensuing. One representative of the Town of Andover on the Capitol Region Planning Agency shall be chosen at the Annual Budget Meeting held in each even year. The representative chosen in 1960 shall serve for a term of two years from July 1st next ensuing.

Any vacancy which shall occur during any term of any representative of the Town of Andover on the Capitol Region Planning Agency shall be filled by the Planning Commission.

Voted: May 7, 1960. Effective June 10, 1960

60-03 ORDINANCE REGULATIONS CONCERNING INSTALLATIONS OF DRIVEWAYS CONNECTING WITH HIGHWAYS MAINTAINED BY THE TOWN OF ANDOVER

No person or corporation shall, for the purpose of constructing or installing a driveway, excavate, alter or change the grade of any land, impede or alter any ditch or watercourse, or install any bridge or culvert within the limits of any highway maintained by the Town of Andover, except in accordance with plans and specifications which have been approved by the Board of Selectmen
The Board of Selectmen may refuse to approve any such plans and specifications which, in their opinion indicates that the driveway constructed in accordance therewith, would interfere with the use, safety, maintenance or drainage of said highway.

Any person or corporation who violates the provisions of this ordinance shall be fined not more than \$100.00.

Voted: May 7, 1960. Effective June 10, 1960.

61-01 ORDINANCE CONCERNING NIGHT PARKING ON PUBLIC HIGHWAYS WITHIN THE TOWN OF ANDOVER

SECTION 1. Any person who leaves a vehicle stationary upon any street or highway in the Town of Andover, between the hours of two o'clock A.M. and five o'clock A.M. of any day unless for the reason of fire, sickness, death or other cause rendering such parking imperative, shall be fined Ten (10) Dollars for such offense.

SECTION 2. The parking of vehicles in such places and at such times is hereby declared to be a nuisance.

SECTION 3. Whenever any vehicle shall be found parked upon such street or highway at a time when parking is not permitted, such vehicle may be removed and conveyed by, or under the direction of a police officer, sheriff, or constable designated by the First Selectman by means of towing same, or otherwise, to a vehicle pound. Before the owner or person in charge of such vehicle shall be permitted to remove the same from such vehicle pound, he shall furnish to the First Selectman (or such police officer, sheriff or constable as the First Selectman shall designate) evidence of his identity, ownership or right of possession, and shall sign a receipt for the same, and he shall pay the costs of removal but not exceeding the sum of five(\$5) dollars, plus the cost of storage, not exceeding one (\$1) dollar for each day, or portion of a day, said vehicle is stored in the vehicle pound, and shall pay an additional sum of ten(\$10) dollars as provided in Section 1, for said illegal parking.

The owner of any impounded vehicle shall be duly informed as to the nature and circumstances of the violation on account of which such vehicle has been impounded. In case protest is made against the payment of any towing or storage fees, the person in charge of said pound shall mark upon the receipt evidencing payment of the towing and storage fees the words "Paid under protest". In such case it shall thereupon be the duty of the First Selectman or police officer, sheriff or constable designated by him having knowledge of the facts to forthwith institute the proper proceedings in the Circuit Court, charging the owner or driver of such vehicle with that violation of the ordinance or traffic regulations on account of which the vehicle was impounded. In the event the owner or driver of said vehicle is found not guilty of the offense charged he shall be reimbursed the sum so paid under protest by the Town of Andover.

It shall be the duty of the First Selectman, sheriff or police officer or constable, as he shall designate, to keep a record of the names of all owners of vehicles impounded, the nature and circumstances of such violation, and the disposition of each case.

SECTION 4. The First Selectman is hereby authorized to create a vehicle pound, or pounds, to which automobiles and other vehicles may be removed by a police officer, sheriff, or constable, or under the direction of a police officer, sheriff, or constable, in the manner hereinafter provided. Such pound, or pounds, shall be such storage garage or garages, or such other appropriate places as may be designated by the First Selectman. Before any such garage or place shall be authorized to be a vehicle pound as provided herein, such garage or designated place of storage shall furnish to the First Selectman satisfactory evidence of insurance coverage to protect the Town of Andover from any claims for damages arising from the towing or storage of any impounded vehicle.

SECTION 5. This Ordinance shall become effective fifteen (15) days after publication as required by Section 7-157 of the General Statutes of Connecticut, Revision of 1958. Published October 5, 1961. Effective October 20, 1961.

62-01 **ORDINANCE TO REGULATE ANDOVER DISPOSAL AREA**

SECTION 1. PURPOSE: The purpose of this ordinance is to regulate the use and maintenance of the Andover Disposal Area in order to adequately safeguard the health and safety of the members of the community.

SECTION 2. DEFINITIONS:

CUSTODIAN: That person appointed by the Board of Selectmen to maintain the Disposal Area and supervise its use.

DISPOSAL AREA: That property located on Shoddy Mill Road commonly known as "the dump".

REFUSE: Garbage, trash and other materials of whatsoever nature permitted to be disposed of in the disposal area.

REFUSE COLLECTORS: Those persons licensed by the Board of Selectmen to collect refuse from residents for disposal in the disposal area.

RESIDENT: Any person who owns or rents property or resides within the geographical limits of the Town of Andover or of any other town permitted use of the disposal area.

SECTION 3. Hours of Operation: The disposal area shall be open on such days and hours as the Board of Selectmen determine.

SECTION 4. Person's Authorized to Use the Disposal Area: Only residents and refuse collectors duly licensed by the Town of Andover may dispose of refuse in the disposal area.

SECTION 5. Licenses For Refuse Collectors: The Board of Selectmen shall issue and revoke licenses authorizing persons engaged in the business of collecting and disposing of refuse, to dispose of refuse collected from residents in the disposal area. Such licenses shall be revocable for cause at the

discretion of the Board of Selectmen. No person shall engage in the business of collecting and disposing of refuse in the disposal area without first obtaining a license from the Board of Selectmen

SECTION 6. License Fee: The amount of the fee to be collected before a license may be issued to any refuse collector shall be \$10.00.

SECTION 7. Appointment of Custodian: The Board of Selectmen shall appoint a custodian, and subject to the approval of the Board of Finance, fix his salary.

SECTION 8. Duties of the Custodian: The duties of the custodian shall be to open and close the Disposal Area at the designated time: to designate the place where refuse shall be deposited, (which shall not be within 100 feet of the highway or in such a manner as to block any approach or fire road); to keep unauthorized persons from trespassing on or depositing refuse in the Disposal Area; to regularly burn combustible materials in a manner recommended by the Fire Chief or Forest Fire Warden; to generally supervise the use of the Disposal Area; and to maintain the same in accordance with the provisions of this ordinance and any rules and regulations which may be made by the Board of Selectmen or other proper authority.

SECTION 9. Physical Condition of the Disposal Area: The Board of Selectmen shall maintain the approaches and driveways regularly used by persons depositing refuse in the Disposal Area in a good and safe condition, and shall plow and sand the same when required; erect a gate and fence or other proper barrier at the entrance and exit of the Disposal Area; and shall post the ordinances, rules, and regulations governing the use of the Disposal Area in a conspicuous place at said Area.

SECTION 10. Maintenance of the Disposal Area: The Board of Selectmen shall institute and continue a program for the control of pests and vermin at the Disposal Area in accordance with generally accepted vermin control practices; shall designate the area where refuse shall from time to time be deposited; shall cover all refuse deposited in said Area as required; and shall do any and all things necessary to maintain said Area in as orderly, sanitary and suitable condition as practicable.

SECTION 11. Prohibited Uses: No person shall hunt within the limits of the Disposal Area, dispose of dead animals, sewer effluence, explosives, highly flammable chemicals or other inherently dangerous or unsanitary substances in the disposal area, or dispose of any refuse in violation of any provision of this ordinance, any rules adopted by the Board of Selectmen pursuant to this ordinance or of any instructions of the custodian.

SECTION 12. Penalties: The violation of any section of this ordinance shall be punishable by a fine of \$100.00 and shall constitute good cause for the revocation of a refuse collector's license. Each day such violation shall continue shall constitute a separate offense.

SECTION 13. Effective Date: This ordinance shall become effective on August 1, 1962. Voted: May 12, 1962 and amended June 16, 1962.

62-02

**AN ORDINANCE CONCERNING LICENSING OF PEDDLERS
AND ITINERANT VENDORS WITHIN THE TOWN OF ANDOVER**

SECTION 1. On and after the effective date of this ordinance no person, with or without a team or vehicle, except those exempted by the Statutes of the State, shall vend or hawk upon the public streets any goods, wares, or other merchandise at public or private sale or auction, or vend or peddle such articles from house to house within the town limits, unless he shall have obtained a license to do so from the Town Clerk. This section, however, shall not apply to occupants of stores or shops within the town, or to charitable, educational or religious and non-profit civic organizations within the town.

SECTION 2. The fee for such a license shall be \$5.00 for each year or portion thereof. The Town Clerk shall retain \$2.00 from the fee for each license issued. Each person so licensed shall be required to exhibit his license at the request of any citizen. All licenses shall be good for one year after the issuance, but no such license shall be issued by the Town Clerk until the weights and measures of the applicant, if any such are used by him in his business, have been approved and stamped by the State Sealer of Weights and Measures and a certificate to that effect from the State Sealer of Weights and Measures has been exhibited to the Town Clerk.

65-02

**AMENDMENT TO ORDINANCE ANDOVER DISPOSAL AREA
REGULATIONS SECTION IV**

The Ordinance Andover Disposal Area Regulations Section IV be amended to add that "The Board of Selectmen may issue identification stickers to those persons permitted to use the disposal area."

Voted: Annual Town Meeting October 4, 1965. (Published Manchester Herald)

65-03

MEMBERSHIP OF THE BOARD FOR ADMISSION OF ELECTORS

It was moved and seconded that the Town change the membership of the Board for Admission of Electors to consist of the Town Clerk, the Selectmen and the Registrars of Voters.

Voted: Special Town Meeting December 3, 1965.

SPECIAL ACT

**65-04 SPECIAL ACT NO. 124 PASSED BY THE GENERAL ASSEMBLY OF
THE STATE OF CONNECTICUT AT THE FEBRUARY 1965, SPECIAL SESSION**

AN ACT CONCERNING VALIDATION OF THE ASSESSMENT LIST OF THE TOWN OF ANDOVER. The assessment list of October 1, 1964, of the Town of Andover otherwise valid except that the assessors may have omitted to sign or make oath to an abstract of said assessment list, or to lodge the same in the Town Clerk's Office by January 31, 1965, as required by law, is validated, and the same is ratified and made binding on said Town.

Approved: June 2, 1965.

66-01

**ORDINANCE CONCERNING REGIONAL COUNCIL OF ELECTED
OFFICIALS TOWN OF ANDOVER, CONNECTICUT**

SECTION 1. The Town of Andover does hereby join the Regional Council of Elected Officials, as defined by Public Act 511 of the 1965 General Assembly created by ordinances of the towns, cities, and boroughs within its planning region as defined by the Connecticut Development Commission.

SECTION 2. The representative to said Regional Council shall be the First Selectman.

SECTION 3. The Regional Council shall have such powers, purposes, responsibilities and duties as stated in Public Act 511 of the 1965 General Assembly.

This Ordinance shall become effective fifteen days after publication.

Voted: Special Town Meeting March 25, 1966.

Published in Manchester Herald April 8, 1966.

66-02

GARDEN APARTMENT HOUSING CODE FOR THE TOWN OF ANDOVER

An ordinance establishing the minimum standards and requirements of space, use and location of garden apartments for the purpose of insuring their adequacy and safety for human habitation.

SECTION I. DEFINITIONS.

A. The following definitions shall apply in the interpretation and enforcement of this ordinance:

1. BASEMENT - means that portion of a building located partly under ground level and having less than one-half of its clear floor to ceiling height below the average grade of the adjoining ground.
2. CELLAR - means that portion of a building located entirely under ground level or partly under ground level and having one-half or more of its clear floor to ceiling height below the average grade of the adjoining ground
3. GARDEN APARTMENT - means a building or group of buildings not over two stories in height

intended to be occupied by three or more families living independently of each other and so designed as to give the maximum amount of open space per family.

4. APARTMENT OR DWELLING UNIT - means a group of rooms, or portion of a garden apartment and forming a single unit for habitation by persons which is used or intended to be used for living, sleeping, cooking or eating.

5. HABITABLE ROOM - means a room or enclosed floor space for habitation by persons which is used or intended to be used for living, sleeping, cooking or eating, excluding, however, bathrooms, water closet, compartments, laundries, pantries, foyers, hallways, closets, recreation rooms, workshops, hobby and game rooms, storage rooms, and similarly used spaces which are accessory uses to conforming garden apartments.

6. OCCUPANT - means any person over one year of age, living, sleeping, cooking, or eating in or otherwise occupying or having possession of an apartment or dwelling unit.

7. RENT - means to lease or to let or hire out to a person not a member of the owner's family unit space for occupancy or use for living, sleeping, cooking or eating.

SECTION II. MINIMUM SPACE, USE AND LOCATION REQUIREMENTS.

1. No person shall rent, lease or let to another for occupancy any garden apartment or portion thereof which does not comply with the following requirements:

- (a) No cellar, basement space or portion thereof shall be rented to be used as an apartment, dwelling unit or habitable room
- (b) Every dwelling unit shall contain at least 400 square feet of floor space for the first occupant thereof and at least 125 additional square feet of floor space for each additional occupant, the floor space to be calculated on the basis of the total habitable room area.

SECTION III. INSPECTIONS.

1. The Building Inspector and/or his authorized agent is hereby authorized to make inspections for the purpose of determining compliance with the provisions of this ordinance and the safety and adequacy of garden apartments for human habitation. For the purpose of making such inspection, the Building Inspector and/or his authorized agent is hereby empowered to inspect and survey at all reasonable times all apartments, dwelling units or portions thereof. The owner and/or occupant of every apartment, dwelling unit or portion thereof, or person in charge, shall give the Building Inspector and/or his authorized agent access to such apartments, dwelling units or portion thereof at all reasonable hours for the purpose of such inspection and survey.

SECTION IV. ENFORCEMENT AND SERVICE OF NOTICE AND ORDERS.

1. The Building Inspector and/or his authorized agent is hereby given the power and authority to enforce the provision of this ordinance.

2. Whenever, the Building Inspector and/or his authorized agent determines that there are reasonable grounds to believe that there has been a violation of any provisions of this ordinance or of any rule or regulation adopted pursuant thereto, he shall give notice of such alleged violation to the person or persons responsible therefor, as hereinafter provided. Such notice shall:

- (a) Be in writing;
- (b) Include a statement of the reasons why it is being issued;
- (c) Allow a reasonable time for the doing of any act it requires
- (d) Be served upon the owner or his agent, or the occupant, as the case may require: Provided, that such notice shall be deemed to be properly served upon such owner or agent, or upon such occupant, if a copy thereof is served upon him personally; or if a copy thereof is sent by certified mail to his last known address; or if a copy thereof is

posted in a conspicuous place in or about the garden apartment affected by the notice; or if he is served with such notice by any other method authorized or required by the laws of this State; and

- (e) Contain an outline of remedial action which, if taken, will effect compliance with the provisions of this ordinance and with rules and regulations adopted pursuant thereto.

3. The Building Inspector is hereby authorized to make and to adopt such written rules and regulations as may be necessary for the proper enforcement of the provisions of this ordinance, provided, that such rules and regulations shall not be in conflict with the provisions of this ordinance. The Building Inspector shall file a certified copy of all such rules and regulations which he may adopt with the Town Clerk of Andover and publish same in a newspaper having a general circulation in the Town of Andover before such rules and regulations become effective. Such rules and regulations shall have the same force and effect as the provisions of this ordinance, and the penalty for violation thereof shall be the same as the penalty for violation of the provisions of this ordinance as hereinafter provided

SECTION V. VIOLATIONS AND PENALTIES

1. Any person who shall violate any provision of this ordinance may, upon conviction, be punished by a fine of not less than Ten (\$10) Dollars or more than One Hundred (\$100) Dollars; and each day's failure to comply with any such provision shall constitute a separate violation.

SECTION VI. CONFLICT OF ORDINANCES AND EFFECT OF PARTIAL INVALIDITY

1. In any case where a provision of this Ordinance is found to be in conflict with a provision of any zoning, building, fire, safety, health ordinance, code of the Town of Andover or State Statute existing on the effective date of this Ordinance the provision which establishes the higher standard for the promotion and protection of the health and safety of the people shall prevail. In any case where a provision of this Ordinance is found to be in conflict with a provision of any other Ordinance or code of the Town of Andover existing on the effective date of this ordinance which establishes a lower standard for the promotion and protection of the health and safety of the people, the provisions of this Ordinance shall be deemed to prevail, and such other ordinances or codes are hereby declared to be repealed to the extent that they may be found in conflict with this Ordinance.

2. If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance should be declared invalid for any reason whatsoever, such decision shall not affect and remaining portions of this Ordinance, which shall remain in full force and effect; and to this extent the provisions of this Ordinance are hereby declared to be severable.

SECTION VII. EFFECTIVE DATE.

- 1. This Ordinance shall be effective upon adoption.
- 2. This Ordinance shall not apply to any garden apartment rented at the time of the adoption of this ordinance, but no alteration thereof and no building permit therefor shall be issued hereafter except to make such garden apartment conform with the provisions of this ordinance.

Adopted by the Town Meeting of the Town of Andover on March 25, 1966.
Published Manchester Evening Herald April 21, 1966.

66-03 RENTAL HOUSING CODE FOR THE TOWN OF ANDOVER

An ordinance establishing the minimum standards and requirements of space, use and location of rental dwelling units or portions thereof for the purpose of insuring their adequacy and safety for human habitation.

SECTION I. DEFINITIONS

A. The following definitions shall apply in the interpretation and enforcement of this ordinance:

- 1. BASEMENT - means that portion of a building located partly under ground level and having less than one-half of its clear floor to ceiling height below the average grade of the adjoining ground.

2. CELLAR - means that portion of a building located entirely under ground level or partly under ground level and having one-half or more of its clear floor to ceiling height below the average grade of the adjoining ground.
3. DWELLING - means any building which is designed, used or intended to be used in whole or in part for living, sleeping, cooking or eating by human occupants.
4. DWELLING UNIT - means any room, group of rooms, or portion of a dwelling and forming a single unit for habitation by persons which is used or intended to be used for living, sleeping, cooking or eating.
5. HABITABLE ROOM - means a room or enclosed floor space for habitation by persons which is used or intended to be used for living, sleeping, cooking, or eating, excluding, however, bathroom, water closet compartments, laundries, pantries, foyers, hallways, closets, recreation rooms, workshops, hobby and game rooms, storage rooms, and similarly used spaces which are accessory uses to conforming dwellings, dwelling units and habitable rooms.
6. OCCUPANT - means any person over one (1) year of age, living, sleeping, cooking or eating in or otherwise occupying or having possession of a dwelling, dwelling unit or room.
7. RENT - means to lease or to let or hire out to a person not a member of the owner's family unit space for occupancy or use for living, sleeping, cooking or eating.

SECTION II. MINIMUM SPACE, USE AND LOCATION REQUIREMENTS.

1. No person shall rent, lease or let to another for occupancy any dwelling, dwelling unit or room which does not comply with the following requirements:
 - (a) No cellar or portion thereof shall be rented to be used as a dwelling, dwelling unit or habitable room.
 - (b) No basement space shall be rented to be used as a dwelling, dwelling unit or habitable room unless, (1) the floors and walls thereof are watertight and impervious to the leakage or seepage of underground and surface waters and insulated against dampness; (2) the minimum aggregate glass area of windows shall be not less than one-tenth (1/10) of the floor area of each room; (3) all windows shall be located above the grade of the adjoining ground; and (4) two (2) means of exit to the exterior shall be provided.
 - (c) Every dwelling unit shall contain at least One Hundred (100) square feet of floor space for the first occupant thereof and at least Eighty (80) additional square feet of floor space for each additional occupant, the floor space to be calculated on the basis of the total habitable room area. Every room occupied for sleeping purposes by one occupant shall contain at least seventy (70) square feet of floor space and every room occupied for sleeping purposes by more than one occupant shall contain at least fifty (50) square feet for each occupant thereof

SECTION III. INSPECTIONS.

1. The Building Inspector and/or his authorized agent is hereby authorized to make inspections for the purpose of determining compliance with the provisions of this ordinance and the safety and adequacy of dwellings, dwelling units or portions thereof for human habitation. For the purpose of making such inspection, the Building Inspector and/or his authorized agent is hereby empowered to inspect and survey at all reasonable times all dwellings, dwelling units or portions thereof. The owner and/or occupant of every dwelling, dwelling unit or portion thereof, or person in charge, shall give the Building Inspector and/or his authorized agent access to such dwelling, dwelling unit or portion thereof at all reasonable hours for the purpose of such inspection and survey.

SECTION IV. ENFORCEMENT AND SERVICE OF NOTICE AND ORDERS.

1. The Building Inspector and/or his authorized agent is hereby given the power and authority to enforce the provisions of this ordinance.
2. Whenever the Building Inspector and/or his authorized agent determines that there are reasonable grounds to believe that there has been a violation of any provision of this ordinance or of any rule or regulation adopted pursuant thereto, he shall give notice of such alleged violation to the person or persons responsible therefor, as hereinafter provided. Such notice shall:
 - (a) Be in writing;
 - (b) Include a statement of the reasons why it is being issued;
 - (c) Allow a reasonable time for the doing of any act it requires;
 - (d) Be served upon the owner or his agent, or the occupant as the case may require: Provided, that such notice shall be deemed to be properly served upon such owner or agent, or upon

such occupant, if a copy thereof is served upon him personally; or if a copy thereof is sent by certified mail to his last known address; or if a copy thereof is posted in a conspicuous place in or about the dwelling affected by the notice; or if he is served with such notice by any other method authorized or required by the laws of this State; and

- (e) Contain an outline of remedial action which, if taken, will effect compliance with the provisions of this ordinance and with rules and regulations adopted pursuant thereto.

3. The Building Inspector is hereby authorized to make and to adopt such written rules and regulations as may be necessary for the proper enforcement of the provisions of this ordinance, provided, that such rules and regulations shall not be in conflict with the provisions of this ordinance. The Building Inspector shall file a certified copy of all such rules and regulations which he may adopt with the Town Clerk of Andover and publish same in a newspaper having a general circulation in the Town of Andover before such rules and regulations become effective. Such rules and regulations shall have the same force and effect as the provisions of this ordinance, and the penalty for violation thereof shall be the same as the penalty for violation of the provisions of this ordinance, as hereinafter provided.

SECTION V. VIOLATIONS AND PENALTIES.

1. Any person who shall violate any provisions of this ordinance may, upon conviction, be punished by a fine of not less than Ten (\$10) Dollars or more than One Hundred (\$100) Dollars, and each day's failure to comply with any such provision shall constitute a separate violation.

SECTION VI. CONFLICT OF ORDINANCES AND EFFECT OF PARTIAL INVALIDITY.

1. In any case where a provision of this ordinance is found to be in conflict with a provision of any zoning, building, fire, safety, health ordinance code of the Town of Andover or State Statute existing on the effective date of this ordinance, the provision which establishes the higher standard for the promotion and protection of the health and safety of the people shall prevail. In any case where a provision of this ordinance is found to be in conflict with a provision of any other ordinance or code of the Town of Andover existing on the effective date of this ordinance which establishes a lower standard for the promotion and protection of the health and safety of the people, the provisions of this ordinance shall be deemed to prevail, and such other ordinances or codes are hereby declared to be repealed to the extent that they may be found in conflict with this ordinance
2. If any section, subsection, paragraph, sentence, clause or phrase of this ordinance should be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this ordinance, which shall remain in full force and effect; and to this extent the provisions of this ordinance are hereby declared to be severable.

SECTION VII. EFFECTIVE DATE.

1. This Ordinance shall be effective upon adoption.
- 2 This Ordinance shall not apply to any dwelling, dwelling unit or portion thereof, rented at the time of the adoption of this ordinance, but no alteration thereof shall be allowed and no building permit therefor shall be issued hereafter except to make such dwelling, dwelling unit or portion thereof, conform with the provisions of this ordinance.

Adopted by the Town Meeting of the Town of Andover on March 25, 1966.
Published Manchester Evening Herald April 21, 1966.

66-04 **AMENDMENTS TO ORDINANCE CONCERNING NIGHT PARKING ON PUBLIC HIGHWAYS WITHIN THE TOWN OF ANDOVER**

The Ordinance concerning night parking on Public Highways within the Town of Andover amended to change the name to ORDINANCE CONCERNING NIGHT PARKING AND PARKING DURING WINTER STORMS ON PUBLIC HIGHWAYS WITHIN THE TOWN OF ANDOVER.

The Ordinance Concerning Night Parking on Public Highways within the Town of Andover Section I amended to read as follows: "No person shall leave an unattended vehicle stationary upon any public street or public highway

in the Town of Andover, between the hours of Two O'clock a.m. and Five O'clock a.m. of any day or at any time during or after any period of snowfall or icy conditions while said highways are hazardous to traffic."

The Ordinance Concerning Night Parking on Public Highways within the Town of Andover Section III be amended to read: Section III. Whenever any vehicle shall be found parked upon such street or highway at a time when parking is not permitted, such vehicle may be removed and conveyed by, or under the direction of, a police officer, sheriff or constable designated by the First Selectman by means of towing same, or otherwise, to a vehicle pound. Before the owner or person in charge of such vehicle shall be permitted to remove the same from such vehicle pound, he shall furnish to the First Selectman (or such other police officer, sheriff or constable as the First Selectman shall designate) evidence of his identity, ownership or right of possession, and shall sign a receipt for the same, and he shall pay the reasonable costs of removal, plus the reasonable cost of storage for each day, or portion of a day, said vehicle is stored in the vehicle pound, and shall pay a fine of Ten(\$10) Dollars for such illegal parking.

The owner of any impounded vehicle shall be duly informed as to the nature and circumstances of the violation on account of which such vehicle has been impounded. In case protest is made against the payment of any towing or storage fees the person in charge of said pound shall mark upon the receipt evidencing payment of the towing and storage fees the words "Paid under protest". In such case it shall thereupon be the duty of the First Selectman or police officer, sheriff or constable designated by him having knowledge of the facts to forthwith institute the proper proceedings in the Circuit Court, charging the owner or driver of such vehicle with that violation of the ordinance or traffic regulations on account of which the vehicle was impounded. In the event the owner or driver of said vehicle is found not guilty of the offense charged he shall be reimbursed the sum so paid under protest, by the Town of Andover. It shall be the duty of the First Selectman, sheriff or police officer or constable, as he shall designate, to keep a record of the names of all owners of vehicles impounded the nature and circumstances of such violation and the disposition of each case.

Amendments to be effective Fifteen (15) Days after publication.

Voted: Special Town Meeting March 25, 1966.

Published in Manchester Herald April 8, 1966.

66-05 DUMPING OF MOTOR VEHICLES AT THE ANDOVER DISPOSAL AREA

The town authorize the Board of Selectman to allow the dumping of motor vehicles owned by Andover Residents at the Andover Disposal Area for a 30 day period to be determined by the Board of Selectmen, no junk motor vehicles be imported into town for this purpose.

Voted: Annual Budget meeting May 7, 1966.

**67-01 ORDINANCE ADOPTING THE STATE OF CONNECTICUT
BASIC BUILDING CODE AS THE BUILDING CODE FOR
THE TOWN OF ANDOVER, CONN.**

In accordance with Chapter 354, Section 19-395 of the Connecticut General Statutes, Revision, 1958, as amended, that certain document, three copies of which have been filed in the Office of the Town Clerk of the Town of Andover, Connecticut, being marked and designated as the State of Connecticut Basic Building Code, 1966 Edition, is hereby adopted as the building code of the Town of Andover, Connecticut, for the control of buildings and structures therein provided, and each and all regulations, provisions, penalties, conditions, and terms of the State of Connecticut Basic Building Code are hereby referred to and adopted and made a part hereof as if previously set out in this ordinance

This Ordinance shall be effective 15 days after publication.

Voted at Special Town Meeting March 31, 1967.

Published in Manchester Herald April 10, 1967.

67-02 **ORDINANCE PROVIDING FOR ALTERNATE MEMBERS TO THE PLANNING AND ZONING COMMISSION OF THE TOWN OF ANDOVER**

There shall be three alternate members to the Planning and Zoning Commission as provided in Connecticut General Statutes, Revision 1958, Section 8-1b as amended. The Board of Selectmen shall appoint three alternate members, not more than two from the same party, to serve until July 1, 1969. At the regular town election held in May 1969, three alternate members shall be elected for terms beginning July 1, 1969, as follows: two members, not more than one from the same party, shall be elected for four (4) year terms. One member shall be elected for a two year term. Thereafter each member shall be elected for a term of four years.

This Ordinance shall become effective 15 days after publication.

Voted: Special Town Meeting March 31, 1967.

Published in Manchester Herald April 10, 1967.

67-03 **ELIMINATION OF ANNUAL LISTING OF MOTOR VEHICLES AND REAL ESTATE**

The Town of Andover adopt the provisions of Sec. 12-41 (b) of the Connecticut General Statutes Revision 1958 concerning the elimination of annual listing of motor vehicles which are registered in the office of the State Motor Vehicle Commissioner. The Town of Andover adopt the provisions of Sec. 12-41 of the Connecticut General Statutes Revision 1958 concerning the elimination of the annual listing of real estate and to approve the request of the Board of Assessors to the State Tax Commissioner to compile the abstract of real estate from data contained on the owner's cards.

Voted: Special Town Meeting September 8, 1967.

67-04 **AMENDMENT TO THE STATE OF CONNECTICUT BASIC BUILDING CODE AS THE BUILDING CODE FOR THE TOWN OF ANDOVER, CONNECTICUT**

121.1(a): the Certificate of Use and Occupancy, except for single family dwellings, shall be combined with a Certificate of Zoning Compliance, the two Certificates to be printed on a single form to be entitled at the top thereof "Building and Zoning Certificates" and having a bold legend imprinted at the bottom thereof as follows; "Either of these certificates is void unless each certificate is appropriately completed and signed by the Building Official or his Authorized Subordinate and the Zoning Agent, respectively." Each certificate shall be independent, appropriately titled, shall set forth the use or occupancy permitted, and shall identify the Building Permit or Zoning Permit under which construction or usage was authorized, respectively, and shall be signed by the Building Official or his Authorized Subordinate and the Zoning Agent, respectively; any said Building or Zoning Certificate is void unless it conforms with the aforesaid legend.

This section to be effective January 1, 1968.

Voted at Annual Town Meeting October 2, 1967.

67-05 **AMENDMENT TO THE STATE OF CONNECTICUT BASIC BUILDING CODE AS THE BUILDING CODE FOR THE TOWN OF ANDOVER, CONNECTICUT**

114.1(a): the Permit to Build or Alter, except for single family dwellings shall be combined with a Zoning Permit to be printed on a single form to be entitled, at the top thereof "Building and Zoning Permits" and having a bold legend imprinted at the bottom thereof as follows: "Either of these permits is void unless each of them is appropriately completed and signed by the Building Official or his Authorized Subordinate and the Zoning Agent, respectively"; that each Certificate shall be independent, appropriately titled, and contain proper information required by law, and shall be signed by the Building Official or his Authorized Subordinate and the Zoning Agent respectively; any said Building or Zoning Permit is void unless it conforms to the aforesaid legend.

Voted at Annual Town Meeting October 2, 1967.

Approved by State of Connecticut Public Works Department per letter dated October 16, 1967 signed by B. E. Cabelus State Building Inspector

68-01 ORDINANCE PROVIDING A PERMANENT ALTERNATE REPRESENTATIVE TO THE REGIONAL COUNCIL OF ELECTED OFFICIALS

The First Selectman shall appoint a permanent alternate representative to the Regional Council of Elected Officials.

Voted at Annual Budget Meeting May 4, 1968.
Effective June 1, 1968.

68-02 DATE OF BIENNIAL MUNICIPAL ELECTION

The Town shall hold its Biennial Municipal Election on the first Monday of May of the odd-numbered years.

Voted at Special Town Meeting February 14, 1968 and at Special Town Meeting September 20, 1968.

68-03 ORDINANCE PROVIDING FOR PUBLIC BUDGET HEARING

Not less than two weeks before the Annual Budget Meeting and after the Board of Finance has received the estimated budget for the fiscal year from the various Town Officials, Chairman of Boards, Commissions and Committees, the Board of Finance shall hold a public hearing for the Town to discuss the proposed budget as prepared by the Board of Finance.

Voted Annual Budget Meeting May 4, 1968.

68-04 CAPITAL IMPROVEMENT PLANNING COMMITTEE ABOLISHED

The Town abolish the Capital Improvement Planning Committee.

Voted Annual Town Meeting October 7, 1968.

69-01 AMENDMENT TO ORDINANCE FOR DRIVEWAY CONSTRUCTION

The following be added to the end of the first paragraph of the Ordinance for Driveway Construction which was adopted May 7, 1960..."and except upon receipt of a permit issued pursuant thereto by the Board of Selectmen."

The following be added after the second paragraph: "No approval shall be given and no permit issued until the applicant shall file with the Board of Selectmen a performance bond in a sum sufficient to insure completion of the work according to plans and specifications."

Voted Annual Budget Meeting May 3, 1969.
Published Manchester Herald May 9, 1969.

70-01 ORDINANCE AUTHORIZING AND EMPOWERING THE CHAIRMAN OF THE BOARD OF FINANCE, THE FIRST SELECTMAN AND THE CHAIRMAN OF THE PLANNING AND ZONING COMMISSION TO ESTABLISH FEES

The Chairman of the Board of Finance, the First Selectman and the Chairman of the Planning and Zoning Commission are hereby authorized and empowered to establish a schedule of fees for permits issued under the provisions of the State of Connecticut Building Code, adopted by the Town of Andover, and the Sewage Disposal Ordinance, adopted by the Town of Andover, and to amend the schedule from time to time as deemed necessary. This Ordinance shall become effective fifteen days after publication.

Voted at Annual Town Meeting October 5, 1970.
Published Manchester Herald October 12, 1970.

70-02 SEWAGE DISPOSAL ORDINANCE

SECTION 1. No dwelling, apartments, boarding houses, hotels, motels, commercial buildings, youth camps or commercial camps and commercial camping facilities shall be constructed in the Town of

Andover unless the sewage facilities plans in connection with the same have been approved by the Director of Health of the town, or any inspector appointed by him or State Health Department and a valid permit under Section 2 hereof issued therefor. The Director of Health or any inspector approved by him shall approve any such sewage facilities plans when such plans meet the requirements of the Public Health Code of the State of Connecticut.

SECTION 2. No sewage disposal system shall be constructed, reconstructed, repaired, extended, or altered in the Town of Andover unless such construction, reconstruction, repair, extension or alteration has been approved by the Director of Health of the town, or any inspector appointed by him and a valid permit is issued therefor. The Director of Health or any inspector approved by him shall approve any such construction, reconstruction, repair, extension or alteration when the requirements of the Public Health Code of the State of Connecticut have been met. Application for a permit for emergency repairs shall be made within two (2) working days of the commencement of such emergency repairs.

SECTION 3. All applications for approval of the sewage facilities or for the construction, reconstruction, repair, extension or alteration of a sewage disposal system shall be filed with the Director of Health or the inspector appointed by him. The fee, which shall accompany said application, shall be in accordance with the schedule set up by the Chairman of the Board of Finance, the First Selectman, and the Chairman of the Planning and Zoning Commission.

SECTION 4. The owner or agent of any building who shall violate any provision of this ordinance shall be deemed guilty of a misdemeanor punishable by a fine not to exceed Twenty-five (\$25) Dollars for each and every day that such violations shall continue.

SECTION 5. This Ordinance shall become effective December 15, 1970.

Voted at Annual Town Meeting October 5, 1970.
Published Manchester Evening Herald October 12, 1970.

71-01

**ORDINANCE REGARDING ACCEPTANCE OF GIFT OF LAND
DESIGNATION OF PARK OF SIGNIFICANCE**

The Town of Andover hereby accepts the gift of land offered to the Town by Joseph B. Vinick, Raymond B. Porris and Oscar Porris, said land being approximately 4.5 acres located on Long Hill Road, Andover, Connecticut, lying Northeasterly of and adjacent to land of the Town of Andover and is bounded:

SOUTHEASTERLY: by Long Hill Road
NORTHEASTERLY: by land now or formerly of Joseph B. Vinick et al,
NORTHWESTERLY: by land now or formerly of Joseph B. Vinick et al,
SOUTHWESTERLY: by land of the Town of Andover.

The Town hereby designates said land as a park of significance to the Town of Andover.

This Ordinance shall become effective 15 days after publication.

Voted at Annual Budget Meeting May 1, 1971.
Published Manchester Evening Herald May 11, 1971.

72-01

**ORDINANCE ESTABLISHING PENALTIES FOR VIOLATIONS OF THE
PROVISIONS OR REQUIREMENTS OF THE CONNECTICUT STATE BUILDING
CODE AND FOR VIOLATION OF ANY APPROVED PLAN DIRECTIVE OF THE
BUILDING OFFICIAL OR PERMIT OR CERTIFICATE ISSUED UNDER THE
PROVISIONS OF CONNECTICUT STATE BUILDING CODE AND
ESTABLISHING PENALTIES FOR A CONTINUANCE OF WORK AFTER
SERVICE OF A STOP ORDER**

SECTION 1. VIOLATION PENALTIES. Any person who shall knowingly violate a provision of the Connecticut State Building Code or shall fail to comply with any of the requirements thereof or shall erect, construct, alter or repair a building or structure in violation of any approved plan or directive of the Building Official, or of a permit or certificate issued under the provisions of the Connecticut State Building Code shall be guilty of a misdemeanor, punishable by a fine of not more than \$100.00 or by imprisonment not exceeding one (1) year, or both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.

SECTION 2. UNLAWFUL CONTINUANCE. Any person who shall continue any work in or about the building after having been served with a stop order, except such work as he is directed to perform to remove a violation or unsafe conditions, shall be liable to a fine of not less than \$25.00 or more than \$100.00. Each day that a violation continues shall be deemed a separate offense.

Voted at Annual Budget Meeting May 6, 1972.
Published Manchester Evening Herald July 12, 1972.

72-02 ORDINANCE PROVIDING THAT CERTAIN OFFICE HOLDERS BE ELECTORS

Any person elected or appointed to any town office, board or commission, except the office of Assessor, which office does not appear on the election ballot of the biennial town election, shall be an elector of the Town of Andover, Connecticut.

This Ordinance shall be effective fifteen (15) days after publication.
Voted at Special Town Meeting June 27, 1972.
Published Manchester Evening Herald July 6, 1972.

72-03 ORDINANCE ESTABLISHMENT OF ASSESSOR

The Town of Andover, pursuant to Section 9-198 of the Connecticut General Statutes, Rev. 1958, as amended, hereby provides that a paid assessor be appointed by the Board of Selectmen. The party selected to be a qualified, disinterested, paid assessor who shall serve for the probationary period of one year. The salary to be known by the Taxpayers of the Town of Andover. The Board of Selectmen terminating the terms of the assessors now in office.

Voted at Special Town Meeting June 27, 1972.
Published Manchester Evening Herald July 6, 1972

72-04 ORDINANCE PROVIDING FOR THE ELECTION OF A LESSER NUMBER OF JUSTICES OF THE PEACE FOR THE TOWN OF ANDOVER

Pursuant to the provisions of Section 9-183 of the Connecticut Statutes Rev. 1958, as amended, the number of Justices of the Peace for the Town of Andover elected at the next succeeding regular election for such office and thereafter, shall be eight.

This Ordinance shall take effect January 1, 1973.
Voted at Annual Town Meeting held October 11, 1972.
Published Manchester Evening Herald October 20, 1972.
Repealed May 8, 1996 - Annual Budget Meeting.

72-05 ORDINANCE PROVIDING FOR A THIRTY DAY PROBATIONARY PERIOD FOR NEW EMPLOYEES BEFORE MAKING PAYROLL DEDUCTIONS FOR THE MUNICIPAL EMPLOYEE'S RETIREMENT FUND

There shall be a probationary period of thirty (30) days for new employees of the Town of Andover before payroll deductions for the Municipal Employee's Retirement Fund shall be made.

This Ordinance shall become effective fifteen (15) days after publication.
Voted at Annual Town Meeting October 11, 1972.
Published Manchester Evening Herald October 20, 1972.

73-01 ORDINANCE ADOPTING SECTION 4-124i THROUGH 4-124p OF THE 1971 SUPPLEMENT OF THE CONNECTICUT GENERAL STATUTES AS AMENDED

The Town of Andover hereby adopts Section 4-124i through 4-124p of the 1971 supplement of the Connecticut General Statutes, as amended, and does hereby join the Capitol Region Council of Governments as duly established in accordance with said statute. The adoption of such sections includes the provisions of Special Act 73-79 of the 1973 General Assembly respecting additional

representation for the core city within the Capitol Region on a Regional Council of Governments, and a non-voting advisory Regional Forum therefore.

This Ordinance to be effective 15 days after publication.

Voted at Annual Town Meeting October 1, 1973.

Published Manchester Evening Herald October 17, 1973.

**74-01 ORDINANCE CREATING A WETLANDS COMMISSION AND AUTHORIZING IT TO
PROMULGATE REGULATIONS PROTECTING THE WETLANDS AND WATER COURSES
OF THE TOWN OF ANDOVER**

BE IT ORDAINED BY THE TOWN MEETING of the Town of Andover: That the following ordinance be adopted pursuant to the provisions of An Act Concerning Inland Wetlands and Water Courses, Section 7-131 (a) of the Connecticut General Statutes.

SECTION 1. The inland wetlands and water courses of the Town of Andover are an indispensable and irreplaceable but fragile natural resource with which the citizens of the town have been endowed. The wetlands are an interrelated web of nature essential to an adequate supply of surface and underground water; to hydrological purification of ground water and to the existence of many forms of animal, aquatic, and plant life.

Many inland wetlands and water courses have been destroyed or are in danger of destruction because of unregulated use by reason of the deposition, filling or removal of material, the diversion or obstruction of water flow, the erection of structures and other uses, all of which have despoiled, polluted and eliminated wetlands and water courses. Such unregulated activity has had, and will continue to have a significant, adverse impact of the environment and ecology of the Town of Andover and has and will continue to imperil the quality of the environment thus adversely affecting the ecological, scenic, historic and recreational values and benefits of the Town of Andover for its citizens now and forever more.

The preservation and protection of the wetlands and water courses from random, unnecessary, undesirable and unregulated uses, disturbance or destruction is in the public interest and is essential to the health, welfare, and safety of the citizens of the town.

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

SECTION 2. a. The Wetlands Commission shall consist of five regular members and two alternates appointed by the Board of Selectmen. There shall be three regular Wetlands Commission members appointed from the following: One member of the Conservation Commission, the Planning and Zoning Representative to the Capitol Region Council of Government and the Town Building Official. The terms of office of these representatives to run concurrently with the term of office held on the board or commission. In addition four citizen representatives shall be appointed to serve on the Wetlands Commission. One regular member and one alternate shall be appointed to serve until 1974 and one regular member and one alternate to serve until January 28, 1975. Thereafter the terms of office shall be for three years.

b. Vacancies shall be filled by the Board of Selectmen.

c. In the event that an Agency member misses four consecutive meetings the Board of Selectmen

may remove that member and fill the vacancy created by the manner provided in paragraph b. of this section.

SECTION 3. a. The Wetlands Commission is authorized to promulgate such regulations in conformity with regulations promulgated by the Commissioner of Environmental Protection, as are necessary to protect the wetlands and water courses, and define boundaries of inland wetland areas as defined by said Public Act No. 155, as amended, within the territorial limits of the Town of Andover. No such regulations of a Wetlands Commission including boundaries of inland wetland areas shall become effective or be established until after a public hearing in relation thereto held by the Wetlands Commission, at which parties in interest and citizens shall have an opportunity to be heard. Notice of the time and place of such hearing shall be published in the form of a legal advertisement, appearing in a newspaper having a substantial circulation in the municipality at least twice at intervals of not less than two days, the first not more than 25 days nor less than 15 days, and the last not less than two days before such hearing, and a copy of such proposed regulation or boundary shall be filed in the office of the Town Clerk for public inspection at least 10 days before such hearing, and may be published in full in such paper.

b. Upon adoption by the Wetlands Commission, such regulations shall be forwarded to the Commissioner of Environmental Protection for approval. The regulations thus approved, together with any maps delineating wetlands and water courses made a part thereof, shall be filed in the office of the Town Clerk and shall become effective upon such filing. Notice of such approved regulations shall be published in a newspaper having a substantial circulation in the Town of Andover no less than 10 days after said filing.

c. Amendments to such regulations and inland wetland boundaries shall be promulgated in the manner provided in paragraphs a. and b. of this Section. The Wetlands Commission shall only consider proposed regulations or amendments to regulations or inland wetland boundaries which have been submitted in writing and in a form prescribed by it. Said proposals shall be considered by the Wetlands Commission within 60 days of the receipt of the petition containing said proposal. The petitioner may consent to extension of the periods provided for in hearing and for adoption or denial or may withdraw such petition. The Wetlands Commission may require a filing fee to be deposited with the agency to defray the cost of publication of the notice required for hearing. The Wetlands Commission shall not be required to hear any petition or petitions relating to the same regulation or map changes or substantially the same changes, more than once in a period of twelve months.

SECTION 4. In exercising the authority granted herein, the Wetlands Commission shall:

a. Develop comprehensive programs in furtherance of the purposes of this ordinance;

b. Advise, consult and cooperate with agencies of the municipality, region, state, and federal government, other states and with persons and municipalities in the furtherance of the purposes of this ordinance; to this end, all applications of building permits, subdivision plans or other permits which involve or may involve regulated activities in an inland wetland or water course made to any other Andover Board or Commission shall be subject to review of the Wetlands Commission.

c. Encourage, participate in or conduct studies, investigations, research and demonstrations, and collect and disseminate information relating to the purpose of this ordinance;

d. Retain and employ consultants and assistants on a contract or other basis for the purpose of rendering legal, financial, technical or other assistance and advice in furtherance of any of its purposes, specifically including, but not limited to, soil scientists of the United States Soil Conservation Service for the purpose of making onsite interpretations, evaluations and findings as to soil types and/or utilize the services of such other town officials and employees as it may deem appropriate;

e. Promulgate such regulations as are necessary to protect the inland wetlands and water courses or any of them individually or collectively;

f. Inventory or index the inland wetlands and water courses in such form, including pictorial representations, and list of plant species, as the Wetlands Commission deems best suited to effectuate the purposes of this ordinance;

g. Exercise all incidental powers necessary to enforce regulations and to carry out the purposes of this ordinance, including the designation of a compliance officer and administrator.

SECTION 5. Any person aggrieved by a final decision of the town acting through the Wetlands Commission shall have the right of appeal to the Court of Common Pleas of Tolland County as provided by Public Act 155 of 1972 and as amended.

SECTION 6. Any person violating this ordinance or regulations promulgated thereunder shall be subject to the remedies and penalties provided by Public Act 155 and as amended.

SECTION 7. The invalidity of any word, clause, sentence, sectional part or provision of this ordinance shall not affect the validity of any other part which can be given effect without such invalid part or parts.

SECTION 8. The Ordinance shall become effective upon passage.

Voted at Special Town Meeting at Andover, Connecticut on January 28, 1974.
Published Manchester Evening Herald February 9, 1974.

74-02 **ORDINANCE PROHIBITING EXCAVATION OF TOWN ROADS OR RIGHTS-OF-WAY**

SECTION 1. PERMITS REQUIRED

No person, firm or corporation shall excavate for any purpose in such a manner as to interfere with or endanger travel over any town road or right-of-way without first obtaining a permit.

To obtain a permit to excavate:

A. A written application shall be filed with the Board of Selectmen containing the location and plan of operation together with an outline of safety precautions to be used at the job site, and such other information as the Board of Selectmen may deem necessary.

B. A performance bond and a certificate of liability insurance acceptable to the Board of Selectman shall be filed with the Board of Selectmen.

SECTION 2. OBLIGATIONS OF PERMITTEE

By acceptance of the permit the permittee agrees to save the Town harmless from any and all costs and damages, to complete the work within the time limit specified in the permit and to restore the area to its original or better condition. In the event the requirements of this Ordinance or the permit are not fulfilled such amount of said bond shall be forfeited, or the Permittee shall be billed, as is necessary to cover costs of having said work or necessary repairs completed by the Town. At least one way traffic shall be maintained at all times and protective barricades and lights that meet with the approval of the selectmen shall be placed by the permittee as are necessary to protect the public and suitable traffic control shall be maintained. After issuance of the permit the permittee shall notify the First Selectman 24 hours in advance of actual commencement of the work.

SECTION 3. FEES

A fee of \$5.00 shall be charged for the issuance of a permit.

SECTION 4. PENALTY

Any person, firm or corporation who violates the provisions of this Ordinance shall be fined the maximum allowed by law.

This Ordinance shall take effect 30 days after this meeting. (Nov. 6, 1974)

Voted at Annual Town Meeting October 7, 1974.

Published Manchester Evening Herald October 22, 1974.

75-01 AMENDMENT TO ORDINANCE REGULATION OF ANDOVER DISPOSAL AREA

The Ordinance entitled Regulation of Andover Disposal Area is hereby amended to add the following to Section 11. - Prohibited Uses:

Tree stumps and logs in excess of six inches in diameter are prohibited. Disposal of motor vehicles are prohibited. No refuse shall be imported into the Town of Andover except by contractual agreement made by the Board of Selectmen on behalf of the Town of Andover.

Voted at Special Town Meeting March 26, 1975.

Effective 15 days after publication (April 22, 1975).

Published Manchester Evening Herald April 7, 1975.

75-02 NATIONAL FLOOD INSURANCE PROGRAM RESOLUTIONS

RESOLUTION

WHEREAS, the TOWN of ANDOVER has adopted and is enforcing the STATE of CONNECTICUT BUILDING CODE, AND

WHEREAS, Section 108

of the aforesaid prohibits any person, firm or corporation from erecting, constructing, enlarging, altering, repairing, improving, moving or demolishing any building or structure without first obtaining a separate building permit for each building or structure from the Building Inspector, and

WHEREAS, the BUILDING INSPECTOR must examine all plans and specifications for the proposed construction when application is made to him for a building permit.

NOW, THERE, BE IT RESOLVED by the Town Meeting of the Town of Andover as follows:

1. That the WETLANDS ENFORCING AGENT shall review all building permit applications for new construction or substantial improvements to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is in a location that has a flood hazard, any proposed new construction or substantial improvement (including prefabricated and mobile homes) must (i) be designed, (or modified) and anchored to prevent flotation, collapse, or lateral movement of structure, (ii) use construction materials and utility equipment that are resistant to flood damage; and (iii) use construction methods and practices that will minimize flood damage; and
2. That the WETLANDS ENFORCING AGENT shall review subdivision proposals and other proposed new developments to assure that (i) all such proposals are consistent with the need to minimize flood damage, (ii) all public utilities and facilities, such as sewer, gas, electrical, and water systems are located, elevated, and constructed to minimize or eliminate flood damage, and (iii) adequate drainage is provided so as to reduce exposure to flood hazards; and
3. That the SANITARY AGENT shall require new or replacement water supply systems and/or sanitary sewage systems to be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters, and require on-site waste disposal systems to be located so as to avoid impairment of them or contamination from them during flooding.

WHEREAS, certain areas of Andover are subject to periodic flooding from (STREAMS, RIVERS, LAKES, OCEANS, ETC.), causing serious damages to properties within these areas; and

WHEREAS, relief is available in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, it is the intent of this Town Meeting to require the recognition and evaluation of flood hazards in all official actions relating to land use in the flood plain areas having special flood hazards; and

WHEREAS, this body has the legal authority to adopt land use and control measures to reduce future flood losses pursuant to

CONNECTICUT GENERAL STATUTES

- Title 8 Ch. 124 Zoning
Ch. 126 Municipal Planning Commission Comprehensive
Plan of Development Subdivision of Land
Ch. 5 PA 821 Enabling Law for Regional Councils of
Government
Ch. 743 Sec. 25 Establishment of Stream Channel
Encroachment Lines
Ch. 354 PA 155 State Basic Building Code Inland
Wetlands and Watercourse Act.

NOW, THEREFORE, BE IT RESOLVED, that this Town Meeting hereby:

1. Assures the Federal Insurance Administration that it will enact as necessary, and maintain in force for those areas having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the criteria set forth in Section 1910 of the National Flood Insurance Program Regulations; and
2. Vests WETLANDS ENFORCING AGENT with the responsibility, authority, and means to:
 - (a) Delineate or assist the Administrator, at his request, in delineating the limits of the areas having special flood hazards on available local maps of sufficient scale to identify the location of building sites.
 - (b) Provide such information as the Administrator may request concerning present uses and occupancy of flood plain.
 - (c) Cooperate with Federal, State, and Local Agencies and private firms which undertake to study, survey, map, and identify flood plain areas, and cooperate with neighboring communities with respect to management of adjoining flood plain areas in order to prevent aggravation of existing hazards.
 - (d) Submit on the anniversary date of the community's initial eligibility an annual report to the Administrator on the progress made during the past year within the community in the development and implementation of the flood plain area management measures.
3. Appoints WETLANDS ENFORCING AGENT to maintain for public inspection and to furnish upon request a record of elevations (in relation to mean sea level) of the lowest floor, (including basement) of all new or substantially improved structures located in the special flood hazard areas. If the lowest floor is below grade on one or more sides, the elevation of the floor immediately above must also be recorded.
4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the program.

Adopted Annual Town Meeting October 6, 1975.

76-01 **ORDINANCE CONTROLLING TOWN OWNED PROPERTY**

All town-owned personal property and equipment, except items under the control of the Fire Commissioners, the Library Directors, and the Board of Education shall be under the authority and control of the Board of Selectmen.

This Ordinance to be effective 15 days after publication.

Voted at Special Town Meeting February 9, 1976.

Effective March 2, 1976.

Published Manchester Evening Herald February 16, 1976.

76-02 **AN ORDINANCE PROHIBITING THE THROWING OR PLACING OF WASTE MATERIALS ON ROADS OF THE TOWN OF ANDOVER, CONNECTICUT, AND PRESCRIBING PENALTIES FOR THE VIOLATION OF ITS PROVISIONS**

SECTION I. DEFINITIONS

- a) "Garbage" is the wastes resulting from the handling, preparation, cooking and consumption of food.
 - b) "Refuse" is all solid wastes including garbage, rubbish, ashes, street cleanings, dead animals, abandoned automobiles, discarded solid materials, and industrial wastes, paper, cardboard, tin cans, yard clippings, wood, glass, bedding, crockery and similar materials.
 - c) "Litter" is garbage and refuse as defined herein and all other waste materials.
 - d) "Person" is any natural person, firm, partnership, association, corporation, company and organization of any kind.
- SECTION II. No person shall throw or place any garbage, refuse, litter or other waste materials on any road, street or highway or within the right-of-way of any road, street or highway of the Town of Andover, Connecticut.

SECTION III. Any person convicted of violation of any of the provisions of this ordinance shall be fined \$10.00.

This Ordinance shall become effective 15 days after publication.
Published Manchester Evening Herald May 18, 1976.
Effective date June 2, 1976.

76-03 **ORDINANCE FOR ALTERNATE MEMBERS TO THE BOARD OF FINANCE**

There shall be two alternate members to the Board of Finance as provided in Public Acts 76-72. The Board of Selectman shall appoint two alternate members, not more than one from the same political party, to serve until July 1, 1977.

At the next regular Town Election two alternate members, not more than one from the same political party shall be elected for four (4) year terms beginning July 1, 1977. Thereafter, each alternate member shall be elected for a term of four (4) years. At each such regular election, no elector shall vote for more than one alternate.

This Ordinance shall be effective 15 days after publication.
Voted at Annual Town Meeting October 4, 1976
Effective date October 28, 1976.
Published Manchester Evening Herald October 13, 1976.

77-01 **ORDINANCE CONCERNING THE EXEMPTION FROM TAXATION OF PROPERTY OWNED BY THE NATURE CONSERVANCY**

The Town of Andover, pursuant to Section 12-81-b of the Connecticut General Statutes, as amended hereby provides that:

- (1) the property located on Jurovaty Road, Andover, Connecticut, acquired by the Nature Conservancy of Science Tower, Box MMM, Wesleyan Station, Middletown, Connecticut, from Robert Fuller, et al, shall be exempt from taxation effective January 1, 1977, said exemption to affect the third and fourth installments of the tax due on the List of October 1, 1975.

This ordinance shall be effective fifteen (15) days after publication.
Voted at Special Town Meeting February 9, 1977.
Published Manchester Evening Herald February 15, 1977.
Effective date March 2, 1977.

77-02 ORDINANCE PROVIDING FOR THE APPOINTMENT OF CONSTABLES OF THE TOWN OF ANDOVER PURSUANT TO CONN. GENERAL STATUTE REV. 1958, AS AMENDED

The Town of Andover, pursuant to Section 9-185 of the Connecticut General Statutes, Rev. 1958, as amended, hereby provides that:

(1) Constables shall cease to be elected pursuant to Section 9-200 of the Connecticut General Statutes, as amended.

(2) Seven Constables shall be appointed by the Board of Selectmen for two year terms; the first such appointment to be made July 1, 1977 and a like appointment on July 1st of each succeeding odd number year. The First Selectman may remove or suspend a constable upon the vote of the majority of the Board of Selectmen. The action of the Board of Selectmen in suspending or removing a constable shall be final and conclusive, it being the intention of this ordinance to vest all authority and fix all responsibility for such suspension and removal in the Board of Selectmen. Nothing herein shall affect the terms of the constables heretofore elected, which terms expire July 1, 1977.

Voted at Special Town Meeting February 9, 1977.
Published Manchester Evening Herald February 15, 1977.
Effective date March 2, 1977.

77-03 ORDINANCE CONCERNING THE EXEMPTION FROM TAXATION OF PROPERTY OWNED BY THE NATURE CONSERVANCY

The Town of Andover, pursuant to Section 12-81-b of the Connecticut General Statutes, as amended, hereby provides that:

(1) The property located on Jurovaty Road, Andover, Connecticut, acquired by The Nature Conservancy of Science Tower, Box MMM, Wesleyan Station, Middletown, Connecticut, from Robert Fuller, et al, shall be exempt from taxation, said exemption to affect the tax due on the List of October 1, 1976.

This Ordinance shall be effective fifteen (15) days after publication.
Voted at Annual Town Meeting October 3, 1977.
Published Manchester Evening Herald October 10, 1977.
Effective date October 25, 1977.

80-01 ORDINANCE CONCERNING PROPERTY TAX EXEMPTION FOR SOLAR ENERGY ELECTRICITY GENERATING SYSTEMS, SOLAR ENERGY, HEATING OR COOLING SYSTEMS AND PASSIVE OR HYBRID SOLAR ENERGY HEATING OR COOLING SYSTEMS

The Town of Andover hereby authorizes the property tax exemption for solar energy electricity generating systems, as provided in Section 12-81 (57) (a) (b) (c) of the Connecticut General Statutes, for solar energy heating or cooling systems as provided for in Section 12-81 (56) (a) (b) (c) of the Connecticut General Statutes, and for passive or hybrid solar energy heating or cooling systems as provided for in Section 12-81 (61) (a) (b) (c) of the Connecticut General Statutes.

This Ordinance shall take effect fifteen days after publication
Published in Manchester Evening Herald September 2, 1980

81-01 ORDINANCE CONCERNING TAX ABATEMENT FOR LOW AND MODERATE INCOME HOUSING FOR THE HOUSING FOR THE ELDERLY OWNED BY THE NEW SAMARITAN HOUSING CORPORATION

SECTION 1. DEFINITIONS. For the purpose of this Ordinance:

(a) "Low and moderate income housing" means housing the construction or rehabilitation of which is aided or assisted in any way by any federal or state statute, which housing is subject to regulation or supervision of rents, charges or sales prices and methods of operation by a governmental

agency under a regulatory agreement or other instrument which restricts occupancy of such housing to persons or families whose incomes do not exceed prescribed limits, and shall be deemed to include the land on which such housing is situated.

SECTION 2

An abatement of real estate taxes in excess of \$10,000.00 per year on real property located on Riverside Drive owned by the New Samaritan Housing Corporation is hereby granted for a period of five years beginning with the taxes due on the list of October 1, 1980, payable during the fiscal year July 1, 1981 - June 30, 1982.

SECTION 3.

All moneys equal to the amount of said tax abatement shall be used by the New Samaritan Housing Corporation for one or more of the following purposes:

1. To reduce rents below the levels which would be achieved in the absence of such abatement and to improve the quality and design of such housing;
2. To effect occupancy of such housing by persons and families of varying income levels within limits determined by the Commissioner of Housing by regulation; or
3. To provide necessary related facilities of services in such housing.

SECTION 4.

The tax abatement shall automatically terminate at any time when such housing is not solely for low or moderate-income persons or families.

SECTION 5.

In the event that said tax abatement is terminated from the date of the termination the New Samaritan Housing Corporation shall pay to the Town of Andover the full taxes what would be due to said town without the effect of any abatement.

SECTION 6.

The Board of Selectmen is authorized to enter into a contract with the New Samaritan Housing Corporation which contract shall provide the terms of the abatement that moneys equal to the amount of such abatement shall be used for any one or more of the purposes above stated and that such abatement shall terminate at any time when such housing is not solely for low or moderate income persons or families.

This Ordinance shall become effective fifteen (15) days after publication.

Passed at Annual Town Meeting May 2, 1981.

Published in Manchester Evening Herald May 13, 1981.

82-01 TOWN OF ANDOVER, CONNECTICUT FLOOD PLAIN MANAGEMENT ORDINANCE

I. FLOOD PLAIN DISTRICT

There is hereby established within the Town of Andover a Flood Plain District within which certain activities hereinafter set forth are regulated.

The Flood Plain District includes all special flood hazard areas designated as Zone A, A1 – 30 on the Andover Flood Insurance Rate Maps, (FIRM), and the Flood Boundary and Floodway Maps, on file with the Andover Town Clerk. These maps as well as the accompanying Andover Flood Insurance Study are incorporated herein be reference

II. DEVELOPMENT REGULATIONS: The following regulations apply within Zone A, A1 – 30

A. RESIDENTIAL CONSTRUCTION: New construction and substantial improvement of any residential structures shall have the lowest floor, including basement, elevated to or above the base flood elevation.

B. NON-RESIDENTIAL CONSTRUCTION: New construction and substantial improvement of non-residential structures shall be constructed in accordance with II-A, or together with attendant utility and sanitary facilities shall:

- (1) be flood proofed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water;
- (2) have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy; and
- (3) be certified by a registered professional engineer or architect that the standards of this subsection are satisfied. Such certification shall be provided to the Building Official.

C. WITHIN THE FLOODWAY, designated on the Flood Boundary and Floodway Map, all encroachments, including fill, new construction, substantial improvements to existing structures, and other development are prohibited unless certification by a registered professional engineer is provided by the applicant demonstrating that such encroachment shall not result in any increase in flood levels during the occurrence of the 100-year flood.

D. WITHIN ZONE A, the applicant shall obtain any existing base flood elevation data and it shall be reviewed by the Building Official for its reasonable utilization toward meeting the elevation or flood proofing requirements of this district.

III. GENERAL STANDARDS: Within Zone A, A1 – 30 the following standards must be met prior to issuing permits for any proposed construction/development.

A. ANCHORING: All new construction and substantial improvements shall be anchored to prevent flotation, collapse or lateral movement of the structure.

B. CONSTRUCTION MATERIALS & METHODS: (a) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage, (b) All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.

C. UTILITIES: (1) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system. (2) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharge from the systems into flood waters, and (3) On-site waste disposal systems shall be located to void impairment to them or contamination from them during flooding.

D. ALTERATION OF WATERCOURSE: (1) Adjacent communities and the Department of Water Resources Unit shall be notified prior to any alteration or relocation of a Watercourse, and evidence of such notification shall be submitted to the Federal Emergency Management Agency; and (2) Maintenance shall be provided within the altered or relocated portion of said watercourse so that the flood carrying capacity is not diminished

IV. ADMINISTRATION:

ESTABLISHMENT OF DEVELOPMENT PERMIT:

A. A development permit shall be obtained from the Building Official before construction or development begins within Zone A, A1-30.

B. Information to be Obtained and Maintained:

(1) The Building Official shall obtain and record the actual elevation (in relation to mean sea level) of the lowest habitable floor (including basement) of all new or substantially improved structures, which information shall be supplied and certified by certified professional engineer or registered land surveyor, and

(2) For all new or substantially improved flood proofed structures:

- a. verify and record the actual elevation (in relation to mean sea level), which information shall be supplied and certified by a certified professional engineer or registered land surveyor, and
 - b. Maintain the flood proofing certifications required in Section II-B.
- (3) The Building Official shall maintain for public inspection all records pertaining to the provisions of this ordinance
- C. The Building Official shall require that all other state and/or federal permits are obtained before a development permit is issued.
- D. The Building Official shall review all applications for permits to assure that sites are reasonably free from flooding.

V. WARNING AND DISCLAIMER OF LIABILITY:

The degree of flood protection required by these regulations is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Compliance with all provisions of these regulations, however, is not intended to insure against actual flood damage to persons or property. Compliance with the provisions of these regulations is not to be considered an undertaking by the Town of Andover to indemnify or otherwise hold harmless any person from damage to person or property resulting from floods. Larger floods than anticipated by these regulations can and will occur on occasion. Flood heights may be increased by man made or natural causes. This regulation does not imply that land outside the limits of the specified recurrence-interval flood, or uses permitted within such areas, will be free from flooding or flood damage. These regulations shall not create liability on the part of the Town of Andover or any subdivision thereof, or any official or employee thereof or member of any town body or commission, or the Federal Insurance Administration for any flood damage which may result from compliance with these regulations or any administrative decision made thereunder.

VI. APPEAL:

Any party aggrieved by the implementation of this ordinance shall have the right to appeal directly to the Superior Court, Judicial District of Tolland.

VII. EFFECTIVE DATE:

This Ordinance shall be effective fifteen days after publication.
 Voted at Annual Town Meeting October 26, 1981.
 Published in Manchester Evening Herald, January 16, 1982.

85-01 **TAX ABATEMENT NEW SAMARITAN HOUSING**

Mrs. Gasper moved that the town vote to amend Section 2 of the Ordinance concerning Tax Abatement for Low and Moderate Income Housing for the housing for the Elderly owned by the New Samaritan Housing Corporation, to extend the partial tax abatement set forth therein to the Grand Lists of October 1, 1980 through October 1, 1990. Seconded.

Mrs. Hutchinson moved an amendment to the motion that the date October 1, 1990 be changed to 1989 to conform with the action to be taken under Item A. Seconded. Passed by voice vote.

Mrs. Gasper moved that the Town renew the Agreement with the New Samaritan Housing Corporation as it relates to the Ordinance passed on May 2, 1981 at the Annual Town Meeting, for a period of five years beginning with the taxes due on the list of October 1, 1985, payable during Fiscal Year July 1, 1986 – June 30, 1987 and authorize the First Selectman to execute such renewal on behalf of the Town. Mr. Richards seconded. Passed by voice vote.

Town Meeting Vote October 2, 1985.

85-02

ORDINANCE PER STATE STATUTE 12-81C

“To exempt from personal property taxation any ambulance-type vehicle which is used exclusively for the purpose of transporting any medically incapacitated individual except for any such vehicle used to transport any such individual for payment.”

Passed Town Meeting October 28, 1985.

86-01

WETLANDS COMMISSION

Mrs. Gasper moved that the town revoke Section 2A of the “Ordinance Creating a Wetlands Commission and Authorizing It to Promulgate Regulations Protecting the Wetlands and Water Courses of the Town of Andover” Section 7-131(a) of the Connecticut General Statutes” as voted at a Special Town Meeting at Andover, Connecticut on January 28, 1974. Seconded by Mrs. Kowalski. Passed by voice vote.

Section 2a. Ordinance Creating a Wetlands Commission and authorizing it to Promulgate Regulations Protecting the Wetlands and Water Courses of the Town of Andover Section 7-131(a), Section 22A-42 of the Connecticut General Statutes.”

The Wetlands Commission shall consist of six (6) Regular Members and two (2) alternates appointed by the Board of Selectmen. One regular member shall be the Town Sanitarian, one regular member shall be a member of the Planning and Zoning Commission. The term of office shall be three years. The Ordinance shall be effective fifteen days after publication of notice of the Town Meeting vote approving the Ordinance.

Passed by Town Meeting Vote October 27, 1986.
Published Manchester Herald December 12, 1986.

86-02 ORDINANCE PROVIDING THAT CERTAIN OFFICE HOLDERS BE ELECTORS

Any person who is to be elected or appointed to any Town Office, Board, Commission or Agency, which position does not appear on the election ballot of the Biennial Town Election, shall be an elector of the Town of Andover, Connecticut, except the following: Assessor, Sanitarian, Building Official and Zoning Agent. This Ordinance shall be effective fifteen days after publication of notice of Town Meeting vote approving this Ordinance.

Passed by Town Meeting October 27, 1986.
Published Manchester Herald December 12, 1986.

88-01 AN ORDINANCE PROVIDING FOR THE ASSIGNMENT AND AFFIXING OF VISIBLE STREET NUMBERS

Be it ordained by the Town Meeting of the Town of Andover:

PURPOSE

The purpose of this ordinance is to promote public safety and convenience by requiring visible street numbering in order that addresses may be identified from town roads to ease and speed essential emergency services such as fire fighting, police and emergency medical care.

ASSIGNMENT OF STREET NUMBERS

Pursuant to Section 7-148 of the General Statutes of Connecticut, the Town shall assign street numbers to all property and structures fronting on any street or highway within the Town and may change numbers if necessary to have a more orderly numbering system. When new streets are laid out, the Town shall promptly assign numbers to each property or structure on said street. The Town may assign numbers to private roads which have not been accepted by the Town or which pass through private property. Such assignment of numbers shall not be construed as acceptance of such streets or

highways or any portion thereof by the Town. The Town shall be required to notify persons of the number assigned to any property or structure.

The Town shall maintain maps showing the street numbers assigned to each property or structure and such maps and records shall be open for public inspection.

AFFIXING OF STREET NUMBERS

Each owner, agent or occupant shall affix to some portion of his property the street number or numbers assigned by the Town. All numbers shall be affixed so as to be visible from a town numbered street or highway. Numbers shall be affixed within 60 days of receipt of notice from the Town.

The Andover Planning and Zoning Commission shall have the authority to name streets with attention being given to avoiding street names which are similar to or may otherwise be confused with existing street names.

EFFECTIVE DATE

This ordinance shall become effective fifteen (15) days after publication hereof in a newspaper having circulation in the Town.

INITIAL NUMBERING

The numbering system as of the date of this ordinance is as shown on a set of maps on file in the office of the Town Clerk, entitled "Town of Andover – Street Numbering System, 1988" is hereby adopted as specified in Section 7-148 of the General Statutes as the Street Numbering System of the Town of Andover.

WORTHY OF NOTE

Certain streets and roads have been numbered which are not Town roads. This has been done for consistency and convenience and cannot be interpreted as acceptance of the street by the Town.

Passed October 24, 1988.

Published December 12, 1988, Manchester Herald.

89-01 ORDINANCE PROVIDING FOR THE APPOINTMENT OF OFFICERS AND EMPLOYEES NOT OTHERWISE PROVIDED FOR

Be it ordained by the Town of Andover:

That the Board of Selectmen is hereby authorized and delegated to appoint and employ such officers and employees of the Town of Andover as it deems necessary for the proper management and operation of the Town, not expressly provided for by the Constitution of the State, the General Statutes and Special Acts.

Passed by Town Meeting Vote February 23, 1989

Published Manchester Herald March 2, 1989

89-02 ORDINANCE CONCERNING THE HOURS OF TOWN OFFICERS AND EMPLOYEES

Be it ordained by the Town of Andover:

That the Board of Selectmen is hereby delegated and authorized to fix the hours of employment for each official and employee of the Town of Andover, and the hours they are to be on duty at the Town Office Building.

Passed by Town Meeting Vote February 23, 1989

Published Manchester Herald March 2, 1989

89-03 ORDINANCE CONCERNING THE SALARIES OF APPOINTED AND OFFICERS AND EMPLOYEES

Be it ordained by the Town of Andover:

That the salaries or other compensation of all appointed officers and employees, including the following shall be fixed by the Board of Selectmen after consultation with the appointing authority, and approval by the Board of Finance.

Assessor, Building Official, Sanitarian, Health Officer, Assistant Town Clerks, Fire Marshall, Deputy Fire Marshall, Assistant Treasurer, Zoning Agent, Town Secretary, Clerk-Planning and Zoning Commission, Clerk-Zoning Board of Appeals, Clerk-Wetlands Commission, Clerk-Board of Finance.

Passed by Town Meeting Vote February 23, 1989
Published Manchester Herald March 2, 1989

89-04 ORDINANCE CONCERNING THE SALARIES OF ELECTED OFFICIALS

Be it ordained by the Town of Andover:

That no change shall be made in the salaries of any elected official, including the following, except at a duly called Town Meeting. Such changed salaries shall not be more than recommended and approved by the Board of Finance.

First Selectmen, Two other Selectmen, Two Registrars of Voters, Tax Collector, Town Clerk, Treasurer, Chairman Board of Tax Review, Two Members of Tax Review.

Passed by Town Meeting Vote February 23, 1989.
Published Manchester Herald March 2, 1989.

**89-05 ORDINANCE
STATEMENT OF DUTIES AND QUALIFICATIONS OF APPOINTEES**

Be it ordained by the Town of Andover: That:

The Board of Selectmen shall cause to be prepared a statement of the duties and responsibilities of all appointed officers and employees and of the minimum qualifications for employment to such positions.

No vote recorded on motion to pass this Ordinance February 23, 1989.

**89-06 ANNUAL TOWN MEETING
TOWN OF ANDOVER, CONNECTICUT OCTOBER 23, 1989 AT 8:00 P.M.**

Mrs. Haverl moved that the Town renew an agreement with the New Samaritan Housing Corporation as it relates to the Ordinance passed on May 2, 1981 at the Annual Budget Meeting, for a period of five years beginning with the taxes due on the list of October 1, 1989, payable during the Fiscal Year July 1, 1990 – June 30, 1991. Seconded by Nellie Boisvert. Passed by voice vote.

Mrs. Haverl moved that the Town act upon an amendment of Section 2 of the Ordinance Concerning Tax Abatement for Low and Moderate Income Housing for the Housing for the Elderly owned by the New Samaritan Housing Corporation to extend the partial tax abatement set forth therein to the Grand Lists of October 1, 1989 through October 1, 1993, and to authorize the First Selectman to execute such renewal on behalf of the Town. Seconded by Mrs. Kowalski. Passed by voice vote.

J.Russell Thompson moved that the Town grant tax exempt status for property owned by the First Congregational Church of Andover known as 19, Map 34 Block 25, consisting of 3.5 acres located on Long Hill. Seconded. Passed by voice vote.

AMENDMENT TO DRIVEWAY ORDINANCE

To be added to ordinances currently in effect immediately following:....”a performance bond in a sum sufficient to insure completion of the work according to plans and specification.”

“All bonding instruments must be able to be drawn on-site from a location within the State of Connecticut. The following are the only acceptable bonding instruments:

1. Cash or certified check,
2. Passbook with assignment to the Town of Andover,
3. Approved letter of credit from a bank located within the State of Connecticut.”

Passed by Town Meeting October 23, 1989.

90-01 AMENDMENT TO “ORDINANCE TO REGULATE ANDOVER DISPOSAL AREA”

The present “Ordinance to Regulate Andover Disposal Area” is repealed and the following is substituted therefore:

SECTION 1. PURPOSE:

To regulate the use and maintenance of the Andover Landfill Area (“Landfill”) in order to safeguard the health and safety of the people of the Town of Andover (“Town”) and to comply with the State Statutes pertaining to disposing and recycling solid waste.

SECTION 2. DEFINITIONS:

LANDFILL: That property located on Shoddy Mill Road in the Town, commonly referred to in the past as “The Dump”.

LANDFILL ATTENDANT:

“That person appointed by the Board of Selectmen to supervise the use and maintenance of the Landfill and to limit the use of the Landfill to those persons authorized under this ordinance”.

HOUSEHOLD WASTE:

Biodegradable materials, animal and vegetable materials originating within households in the Town.

COMMERCIAL WASTE:

Waste, other than Household Waste, generated within the Town either by businesses located within the Town or by out-of-town contractors or subcontractors performing work within the Town.

RECYCLABLE MATERIALS:

Solid waste which through the process of recycling may be separated, extracted, refined or utilized to produce energy or materials which may be reused in manufacturing, agriculture or in other processes, to include, but not limited to, cardboard, dry cell batteries, glass food containers, high density polyethylene plastic containers, meat food containers, newspapers, office paper, polyethylene terephthalate (“PET”) plastic food containers, scrap metal, scrap tires, storage batteries, waste oil and yard waste and leaves.

HAZARDOUS WASTE:

Any waste material, except radioactive material referred to in Section 22a-151 of the General Statutes, which may pose a present or potential hazard to human health or the environment when improperly disposed of, treated, stored, transported or otherwise managed, including (a) hazardous waste identified in accordance with Section 3001 of the Federal Resource Conservation and Recovery Act of 1976, (b) hazardous material identified by regulation by the Department of Environmental Protection and (c) polychlorinated biphenyl's in concentrations greater than fifty parts per million.

REFUSE COLLECTORS:

Those persons allowed by permit issued by the Board of Selectmen to collect solid waste on a commercial basis within the Town and to deposit refuse in the Landfill generated in the Town from residences and businesses.

RESIDENT: Any person who resides within, or who owns or rents property within the geographical limits of the Town.

BUSINESS: Any business entity or institution located within the geographical limits of the Town or any out-of-town contractor or subcontractor performing work within the Town.

SECTION 3. HOURS OF OPERATION:

The landfill shall be open on such days and hours as determined by the Board of Selectmen.

SECTION 4. PERSONS AUTHORIZED TO USE THE LANDFILL AREA:

Only Residents, Businesses and Refuse Collectors as defined in this Ordinance may dispose of materials in the Landfill. No one shall be allowed to use the Landfill without showing authorization (a ticket, pass or sticker) obtained from the Board of Selectmen.

SECTION 5. PERMITS FOR REFUSE COLLECTORS:

The Board of Selectmen shall issue and revoke permits authorizing Refuse Collectors to dispose at the Landfill refuse collected from Residents and Businesses as defined in this Ordinance. Such permits shall be revocable for cause at the discretion of the Board of Selectmen. No Refuse Collector shall collect within the Town or dispose of refuse in the Landfill without first having obtained a permit from the Board of Selectmen.

SECTION 6. CONTRACTORS AND SUBCONTRACTORS:

Those persons whose business may be located within or outside of the Town who generate waste in the course of work being performed within the Town.

SECTION 7. PERMITS FOR BUSINESS AND FOR CONTRACTORS AND SUBCONTRACTORS:

The Board of Selectmen shall issue and revoke permits authorizing Businesses, Contractors and Subcontractors to dispose of solid waste originating within the Town.

SECTION 8. PERMITS FOR RESIDENTS:

Each Resident of the Town as defined in this ordinance shall be entitled to deposit waste in the Landfill in accordance with this ordinance and in accordance with such regulations relating to recycling as may be adopted.

SECTION 9. PERMIT FEES:

RESIDENT FEES: There will be no fee charged to Residents.

BUSINESS, CONTRACTORS AND SUBCONTRACTOR FEES:

The amount of the fee to be collected before a permit is issued to a Business, Contractor or Subcontractor as defined in this Ordinance shall be determined By the Board of Selectmen.

REFUSE COLLECTORS FEES:

The amount of the fee to be collected before a permit is issued to a Refuse Collector as defined in this Ordinance shall be determined by the Board of Selectmen.

SECTION 10. STICKERS:

RESIDENTIAL:

Stickers shall be issued to Residents for each registered motor vehicle. Stickers are to be placed on the windshield of each registered motor vehicle on the driver's side near the emissions sticker.

BUSINESS, CONTRACTOR AND SUBCONTRACTOR:

Stickers, upon payment of the appropriate permit fee, shall be issued to Businesses, Contractors and Subcontractors for only those vehicles that will be utilized in transporting solid waste to the Landfill. The sticker shall be placed in clear view on the vent window on the driver's side of the vehicle.

REFUSE COLLECTORS:

Stickers, upon payment of the appropriate fee, shall be issued to Refuse Collectors for only those vehicles which will be collecting solid waste in the Town and transporting solid waste to the Landfill. The sticker shall be placed in clear view on the vent window on the driver's side of each vehicle.

All stickers will expire on June 30 of each year and new stickers will be issued upon proof of registration of the vehicle and upon payment of the appropriate permit fee. Stickers issued before or after July 1, 1990 will expire on June 30, 1991.

SECTION 11. DUTIES OF LANDFILL ATTENDANT:

THE LANDFILL ATTENDANT SHALL:

- (a) Open and close the Landfill at the designated times.
- (b) Keep unauthorized persons from trespassing on or depositing solid waste in the Landfill.
- (c) Designate the place where and the manner in which recyclable materials shall be deposited at the Landfill.
- (d) Burn combustible materials in a manner recommended by the Town Fire Marshall.
- (e) Supervise the maintenance and use of the Landfill so as to maintain it in a sanitary and orderly condition in accordance with the provisions of this ordinance, other rules and regulations which may be adopted by the Board of Selectmen or by other proper authority.

SECTION 12. MAINTENANCE OF LANDFILL:

The Town through the Board of Selectmen, shall maintain in a safe condition the approaches and driveways regularly used by persons depositing solid waste at the Landfill, shall plow and sand said approaches and driveways as may be required, shall erect gates, fences and other proper barriers at the entrance and exit of the Landfill and shall post ordinances, rules and regulations governing the use of the Landfill in a conspicuous place at the Landfill. In addition, the Town of Andover, through the Board of Selectmen or its designated agent, shall institute and continue a program for the control of pests and vermin at the Landfill in accordance with generally accepted vermin control practices. It shall designate the area where solid waste shall from time to time be deposited; shall cover all wastes deposited in the Landfill as required, and shall do any and all things necessary to maintain the Landfill in as orderly, sanitary and suitable condition as practicable.

SECTION 13. RECYCLING PROGRAM:

The recycling program shall be put into effect in steps over the next year until the program mandated by the State of Connecticut shall be in full operation as of January 1, 1991. Initially there will be containers and designated deposit areas for newspapers, cans, glass, plastic milk containers, P.E.T. soda containers, tires, waste oil and batteries.

For the purposes of the recycling program, recyclable materials shall be broken down and defined as follows:

- (a) **CARDBOARD** means corrugated boxes and similar corrugated and Kraft paper materials which have a minimum of contamination by food or other material.

- (b) DRY-CELL BATTERY means a device used for generating electric current through a chemical reaction, including, but not limited to, nickel-cadmium batteries, carbon batteries and alkaline batteries.
- (c) GLASS FOOD CONTAINER means a glass bottle or jar of any size or shape used to package food and beverage products suitable for human or animal consumption.
- (d) HDPE PLASTIC CONTAINER means a high-density polyethylene bottle or jar of any size or shape used to package food, household laundry products, or crankcase oil.
- (e) METAL FOOD CONTAINER means an aluminum, bimetal, steel, tin-plated steel, or other metallic can, plate or tray of any size or shape used to package food and beverage products suitable for human or animal consumption.
- (f) NEWSPAPER means used or discarded newsprint which has a minimum of contamination by food or other material.
- (g) OFFICE PAPER means used or discarded high-grade white paper and manila paper including, but not limited to, paper utilized for file folders, tab cards, writing, typing, printing, computer printing, and photocopying, which is suitable for recycling and which has a minimum of contamination. For the purposes of this Ordinance, office paper generated by households is excluded.
- (h) P.E.T. PLASTIC FOOD CONTAINER means a polyethylene terephthalate container of any size or shape used to package beverages.
- (i) SCRAP METAL means used or discarded items which consist predominately of ferrous metals, aluminum, brass, copper, lead, chromium, tin nickel or alloys thereof, including but not limited to, white goods and metal food containers.
- (j) SCRAP TIRES means discarded rubber or synthetic rubber tires used by or manufactured for vehicles including, but not limited to; automobiles, trucks, buses, and trailers.
- (k) STORAGE BATTERY means lead acid batteries or other batteries used in motor vehicles such as automobiles, airplanes, boats, recreational vehicles, tractors and like applications.
- (l) WASTE OIL means crankcase oil that has been utilized in internal combustion engines.
- (m) YARD WASTE AND LEAVES means brush and the boughs and foliage of trees. For the purposes of this Ordinance, lawn clippings are excluded.

The recycling program shall become mandatory upon a date established by the Board of Selectmen. From time to time the Board of Selectmen shall issue regulations governing the handling and deposit of recyclable materials.

SECTION 14. PROHIBITED USES:

The following uses and items are prohibited at the Landfill:

- (a) Hunting.
- (b) Disposal of dead animals, pesticides, explosives, high flammable chemicals, combustibles, reactive toxic substances, other inherently dangerous materials and all hazardous materials.
- (c) Any disposal of solid waste in violation of this ordinance or any rules and regulations adopted by the Board of Selectmen or instructions of the Landfill Manager.

- (d) Sewer effluence or unsanitary substances.
- (e) Tree stumps and logs in excess of six inches in diameter,
- (f) Motor vehicles, and all parts thereof,
- (g) Any solid waste or refuse not generated within the Town.

SECTION 15. PENALTIES:

Any person, firm or corporation in violation of any provision of this Ordinance including rules and regulations established thereunder, shall be fined not more than one hundred dollars (\$100) for every such violation. Each separate violation shall constitute a separate violation subject to this penalty. Any violation shall constitute good cause for the revocation of the permit of a Refuse Collector.

Passed by Town Meeting Vote February 22, 1990.
Published Manchester Herald March 14, 1990.

91-01 **AN ORDINANCE REGULATING THE OPERATION AND/OR PRESENCE OF
MOTORIZED VEHICLES ON TOWN PROPERTY**

BE IT ORDAINED BY THE TOWN MEETING:

SECTION 1. DEFINITIONS:

The following definitions shall apply in the interpretation and enforcement of this Ordinance:

- A. "Motorized Vehicle" shall mean any vehicle (except Town owned vehicles) propelled or drawn by any power other than muscular power and shall include, but is not limited to, automobiles, trucks, buses, motorcycles, mini-bikes, go-carts, snowmobiles, three-wheel vehicles, trailers and campers;
- B. "Town Property" shall mean any and all real property owned by, leased to, or in the possession and/or under the control of the Town of Andover or any agency, board, commission or committee of the Town;
- C. "Person" means any individual, corporation, association, partnership, company, firm or other aggregation of individuals.

SECTION 2. LIMITED OPERATION ON TOWN PROPERTY:

No person shall permit or cause a motorized vehicle to be on Town Property and no person shall operate or cause to be operated a motorized vehicle on Town property except that a properly registered motorized vehicle may be on and/or may be operated on Town roads and parking lots so designated by the Town for the purposes authorized by the Town.

SECTION 3. SNOWMOBILES:

Notwithstanding any other provisions herein, snowmobiles may be operated on those areas of Town property which have been so designated by the Board of Selectmen at such times as three or more inches of snow cover the area.

SECTION 4. CLOSING HOURS:

No person shall permit or cause a motorized vehicle to be on Town property between the hours of sunset and sunrise, except in authorized areas.

SECTION 5. SUSPENSION OF ORDINANCE FOR SPECIAL TOWN EVENTS AND ACTIVITIES AND EMERGENCIES.

If there is need for motor vehicles to be on, or to be operated on, Town property in connection with special town events and activities and in case of an emergency, the First Selectman is authorized to suspend the application of this Ordinance for such time and for such Town property as may reasonably be required.

SECTION 6. VIOLATIONS:

Any person or owner of any motorized vehicle violating the provisions of this Ordinance shall be fined not more than \$100.00.

Passed by Town Meeting Vote January 10, 1991.

Published Manchester Herald January 17, 1991.

91-02 ORDINANCE ESTABLISHING MUNICIPAL AGENT FOR ELDERLY PERSONS

BE IT HEREBY ORDAINED BY THE TOWN OF ANDOVER:

1. ESTABLISHMENT OF MUNICIPAL AGENT FOR ELDERLY PERSONS.

In accordance with the provisions of Section 7-127b of the Connecticut General Statutes, Revision of 1958, as amended, there is hereby established a municipal agent for elderly persons for the Town of Andover. Such municipal agent shall be a member of the Town's Commission on the Aging, a member of another Town agency that serves elderly persons, an elected official of the State of Connecticut or the Town or a responsible resident of the Town who has demonstrated an interest in the elderly or has been involved in programs in the field of aging.

2. TERM OF OFFICE.

Each municipal agent shall be appointed by the First Selectman and shall serve for a term of two years or until a successor has been duly appointed and qualified, and may be re-appointed. The term of the initial municipal agent appointed by the First Selectman pursuant to this Ordinance shall commence on February 1, 1991, and expire on January 31, 1993. Vacancies for an unexpired term of any municipal agent shall be filled by the First Selectman.

3. ASSISTANT MUNICIPAL AGENTS.

If in the sole discretion of the First Selectman more than one agent is necessary to carry out the powers and duties of the municipal agent as described in Section 4 below, the First Selectman from time to time may appoint one or more assistant agents, to serve a term of office coextensive with the term of office of the municipal agent.

4. POWERS AND DUTIES.

Each municipal agent shall (1) disseminate information to elderly persons in the Town and assist such persons in learning about the community resources available to them and publicize such resources and benefits; (2) assist elderly persons in applying for federal and other benefits available to such persons; and (3) on January 1, 1992, and at least annually thereafter, submit written reports to the First Selectman, the Town Meeting, the Town's Commission on the Aging and the State Department on Aging regarding the services that the municipal agent has provided, the needs and problems of the elderly and any recommendations for municipal action with regard to elderly persons. Each municipal agent shall attend at least one training session sponsored by the State of Connecticut Department on Aging pursuant to Section 7-127b(d) of the Connecticut General Statutes, Revision of 1958, as amended.

5. COMPENSATION.

Each municipal agent and each assistant agent shall serve without compensation. Necessary resources for each such municipal agent or assistant agent to perform the duties of the office shall be provided by the Town through proper appropriation procedures.

Signed at Andover, Connecticut, this 15th day of January, 1991.
Passed by Town Meeting Vote January 10, 1991.
Published Manchester Herald January 17, 1991.

91-03 **AN ORDINANCE REGULATING THE RECYCLING OF SOLID WASTE
IN THE TOWN OF ANDOVER**

BE IT ORDAINED BY THE TOWN MEETING:

SECTION 1. ESTABLISHMENT OF TOWN RECYCLING PROGRAM. There is established a Town Solid Waste Recycling Program with standards to affect the maximum level of recycling of Solid Waste and source separation.

SECTION 2. ADMINISTRATOR OF TOWN RECYCLING PROGRAM. The Board of Selectmen shall appoint an Administrator of the Recycling Program who shall be vested with full powers to develop and operate a recycling program consistent with this Ordinance and the laws and regulations of the State.

SECTION 3. DECLARATION OF POLICY. The recycling of Solid Waste is a responsibility of the Town of Andover and of each resident and business within the Town as contained in Connecticut General Statutes (Conn. Gen. Stat.) Section 22a-241 to 22a-241h inclusive, and 22a-220 to 22a-220a inclusive, as amended by Public Acts Nos. 90-220 and 90-249. It is consequently found and declared that:

- (a) Pursuant to Conn. Gen. Stat. Section 22a-241b as amended by Public Act No. 90-220, on and after January 1, 1991 each person who generates Solid Waste from residential property shall separate from other Solid Waste the items designated for recycling pursuant to said statute and every other person (business or institution) who generates Solid Waste shall make provision for the separation from other solid waste of the items so designated;
- (b) Under Conn. Gen. Stat. Section 22a-241(b), as amended, the Town shall adopt an ordinance to assure that persons, businesses and waste haulers comply with recycling requirements and the Town shall provide the Department of Environmental Protection with the name address and phone number of the person to receive information and respond to questions regarding recycling from the Department on behalf of the Town:
- (c) The public health, safety and welfare of the Town shall be best served by the recycling of those items so designated by the Department of Environmental Protection and by disposing of such other Solid Waste in accordance with Town Ordinance "Ordinance to Regulate Andover Disposal Area", as amended;
- (d) The enactment of this ordinance will enable the Town to effectuate the separation and collection of certain recyclable materials, thereby fulfilling the Town's obligations under applicable State Law and Regulations; and
- (e) The successful operation of the Recycling Program may require the issuance of regulations and instructions setting forth procedures to be followed by residents, businesses and institutions, collectors and others. The Administrator of the Recycling Program is authorized and directed to promulgate such regulations and instructions which shall be binding upon all persons within the Town in order to effect an efficient and economical recycling program consistent with this ordinance and applicable State Law and Regulations.

SECTION 4. DEFINITIONS.

For the purpose of this Ordinance, the terms below shall have the following meanings:

- (a) "CARDBOARD" means corrugated boxes and similar corrugated and Kraft paper materials which have a minimum of contamination by food or other material.
- (b) "COLLECTOR" means any person who holds himself out for hire to collect Solid Waste from residential, business, commercial and other establishments within the Town and, particularly such person who has been authorized by the Town to collect Solid Waste within the Town.
- (c) "COMMISSIONER" means the Commissioner of Environmental Protection of the State of Connecticut, or his authorized agent.
- (d) "GENERAL STATUTES" means the General Statutes of Connecticut as amended.
- (e) "GLASS FOOD AND BEVERAGE CONTAINER" means a glass bottle or jar of any size or shape used to package food or beverage products suitable for human or animal consumption.
- (f) "INTERMEDIATE PROCESSING FACILITY" or "INTERMEDIATE PROCESSING CENTER", means a facility where glass, metals, paper products, batteries and other items are removed from the waste stream for recycling or reuse.
- (g) "LEAVES" means foliage of trees.
- (h) "METAL FOOD AND BEVERAGE CONTAINER" means an aluminum, bimetal,, steel, tin-plated steel, or other metallic can, plate or tray of any size or shape used to package food or beverage products suitable for human or animal consumption.
- (i) "NEWSPAPER", means used or discarded newsprint , which has a minimum of contamination by food or other material.
- (j) "OFFICE PAPER" means used or discarded high-grade white paper and manila paper including, but not limited to, paper utilized for file folders, tab cards, writing, typing, printing, computer printing and photo-copying, which is suitable for recycling and which has a minimum of contamination. , excluding office paper generated by households.
- (k) "PERSON" means any individual, organization, corporation, trust, partnership, foundation, group, association, or establishment or any combination of them.
- (l) "RECYCLABLES" or "ITEMS REQUIRED TO BE RECYCLED" or "STATUTORY RECYCLABLE MATERIALS" means cardboard, glass food and beverage containers, metal food and beverage containers, newspaper, office paper, scrap metal, storage batteries and waste oil, as defined herein and such other items as may be designated by the Commissioner.
- (m) "RECYCLE" means to separate or divert an item or items from the solid waste stream for the purposes of processing it or causing it to be processed into a material product, including the production of compost, in order to provide for disposition of the item or items in a manner other than incineration or land filling, which will best protect the environment.
- (n) "RECYCLING" means the processing of Solid Waste to reclaim material therefrom.
- (o) "RECYCLING BOX" or "RECYCLING CONTAINER" means any box or container designated as a recycling container by the Town.
- (p) "RECYCLING FACILITY", or "RECYCLING CENTER" or "RECYCLING DROP-OFF CENTER" means land and appurtenances thereon and structures where recycling is

conducted including, but not limited to, and Intermediate Processing Center. The Town's Recycling Drop Off Center shall be the Landfill site on Shoddy Mill Road.

- (q) "RESIDENTIAL PROPERTY" means real estate containing one or more dwelling units excluding hospitals, institutions, motels and hotels.
- (r) "RESOURCES RECOVERY FACILITY" means a facility utilizing processes to reclaim energy from municipal Solid Waste.
- (s) "SCRAP METAL" means used or discarded items which consist predominately of ferrous metals, aluminum, brass, copper, lead, chromium, tin, nickel, or alloys thereof, including but not limited to; "white goods" and metal food containers.
- (t) "SCRAP TIRES" means discarded rubber or synthetic rubber tires used by or manufactured for vehicles including, but not limited to, automobiles, trucks, buses and trailers.
- (u) "SEPARATE" means to prepare items for recycling by dividing them into designated categories.
- (v) "SOLID WASTE" means solid, liquid, semisolid or contained gaseous material that is unwanted or discarded including, but not limited to, material processed at a recycling facility.
- (w) "SOLID WASTE FACILITY" means any Solid Waste disposal area, volume reduction plant, transfer station, wood burning facility, or biomedical waste treatment facility.
- (x) "SOLID WASTE DISPOSAL AREA" means land and appurtenances thereon and structures including, a landfill or other land disposal site used for the disposal of more than ten cubic yards of Solid Waste.
- (y) "STATE" means the State of Connecticut.
- (z) "STORAGE BATTERY" means lead acid batteries or other batteries used in motor vehicles such as automobiles, airplanes, boats, recreational vehicles, tractors and like applications.
- (aa) "TOWN" means the Town of Andover, and includes authorized officers, boards, commissions and agencies of the Town.
- (bb) "TRANSFER STATION" means the site and depository to which solid waste and items to be recycled may be deposited for hauling to such place designated or approved by the Town.
- (cc) "WASTE OIL" means crankcase oil that has been utilized in internal combustion engines.

SECTION 5. OPERATION OF RECYCLING PROGRAM.

- (a) Each person owning or occupying property, whether it be residential, business or institutional, shall separate or cause to be separated from other Solid Waste the following items for recycling:
 - (1) Cardboard,
 - (2) Glass food and beverage containers,
 - (3) Metal food and beverage containers,
 - (4) Newspaper,
 - (5) Scrap Metal,
 - (6) Storage Batteries,
 - (7) Waste Oil,
 - (8) Office paper (business and institutional users only), and

- (9) Such other items as may be designated in the future by the Town or the State.
- (b) All persons shall either use the Town's Recycling Drop Off Center or engage the services of collectors or other person authorized hereunder to dispose of recyclable items.
 - (c) The Town shall cause containers designated for recycling items to be located at the Town's Recycling drop-off Center.
 - (d) Items To Be Recycled shall no longer be commingled with other Solid Waste and neither Solid Waste containing Items To Be Recycled or Items To Be Recycled containing other Solid Waste shall be accepted at the Town's Recycling Drop-Off Center or by Collectors or by any other person authorized hereunder to receive Items To Be Recycled.
 - (e) All persons disposing of Items To Be Recycled at the Town's Recycling Drop Off Center or disposing of Items To Be Recycled through Collectors, shall place such Items To Be Recycled in appropriate recycling containers.
 - (f) Collectors shall deliver Items To Be Recycled to an Intermediate Processing Center or to such other locations authorized by the State or by the Town and shall pay or otherwise arrange for payment of recycling charges.
 - (g) It shall be a violation of this Ordinance for any person not authorized by the Town to collect or pick up, or cause to be collected or picked up, any Items To Be Recycled which have been deposited at the Town's Recycling Drop Off Center or which have been placed outside or otherwise set aside for collection. From the time of deposit at the Town's Recycling Drop-Off Center recyclable items become the property of the Town.
 - (h) Nothing in this Ordinance shall abridge the right of any person, partnership, firm or corporation to give or sell their Recyclables, including deposit beverage containers, to any person, partnership, firm, corporation or recycling program lawfully operated for profit, non-profit or charitable purposes, provided that such Recyclable shall not have been deposited at the Town's Recycling Drop Off Center set out on the curb, or placed at any designated collection or pick-up site authorized by the Town or its designated agent.
 - (i) The Administrator of the Recycling Program shall be responsible for and shall arrange for the items for recycling listed above generated from residential properties to be collected and delivered to a site in accordance with the provisions of this Ordinance and applicable State Law and Regulations.
 - (j) The Administrator of the Recycling Program shall take appropriate action to cause each owner of property used for business, institutional and/or other nonresidential purposes, at such owner's expense, to collect and have recycled the items listed above in accordance with the provisions of this Ordinance and applicable State Laws and Regulations.
 - (k) The Administrator of the Recycling Program may require non-residential generators to submit to the town plans for recycling and periodic reports setting forth specified data relating to the amount and nature of items recycled.
 - (l) The Administrator of the Recycling Program, with the consent of the Board of Selectmen, may require the separation and recycling of items in addition to those designated above.

SECTION 6. REGULATION OF COLLECTORS:

- (a) Any Collector hauling Solid Waste generated by residential, business or other establishments within the Town shall register in the Town within 30 days of the effective date of this Ordinance and shall disclose the name of any other municipality in which such Collector hauls Solid Waste. The Administrator of the Recycling Program is authorized and directed to establish reasonable requirements and qualifications for a person to be a Collector of Solid Waste within the Town. A permit and payment of a permit fee may be required.
- (b) The door of any private vehicle used to haul Solid Waste generated with the Town shall be clearly marked with the business name and address of the hauler.
- (c) The Administrator of the Recycling Program shall, by mail, give notice of this Ordinance, and any other provisions promulgated for the collection, hauling, processing and marketing of Items Required to be Recycled, to all Collectors registered under Subsection (a) of this section. After such notice, any Collector who has reason to believe that a person from whom he has collected Solid Waste has discarded Items Required to be Recycled with such Solid Waste, shall promptly notify the Administrator of the Recycling Program of the alleged violation. Upon request by the Administrator of the Recycling Program, a Collector shall provide a warning notice, by tag or other means, to any person suspected by the Collector or by the Town of violating separation requirements. Each Collector shall also assist the Town to identify any person responsible for creating loads containing significant quantities of Items Required to be Recycled mixed with Solid Waste which are delivered to a Resources Recovery Facility or Solid Waste Facility by the Collector.
- (d) On and after January 1, 1991, as required by Section 4(b) of Public Act No. 90-220, the owner or operator of each Resources Recovery Facility or solid waste facility who has reason to believe, upon visual inspection, that a load of Solid Waste which is delivered to the Facility, contains significant quantities of any Items Required to be Recycled, is required to provide prompt notification of such belief to the driver of the vehicle delivering the load and to the Administrator of the Recycling Program if the load originated within the Town. Under said Section 4(b) of Public Act 90-220, the owner or operator of each Resources Recovery Facility or Solid Waste Facility is also required to conduct unannounced inspections of loads delivered to Resources Recovery Facilities or Solid Waste Facilities.
- (e) Any Collector who dumps more than one cubic foot in volume of Solid Waste at one time in an area not designated for such disposal or who knowingly mixes other Solid Waste with Items Required to be Recycled shall for a first violation be liable for a civil penalty of one thousand dollars and for a subsequent violation will be liable for a civil penalty of five thousand dollars. The Town or the Attorney General, at the request of the Commissioner, may bring an action under Section 3(f) of Public Act 90-220, which action shall have precedence in the order of trial as provided in Section 52-191 of the General Statutes.

SECTION 7. CHARGE FOR RECYCLING SERVICES.

The Town, by action of the Board of Selectmen, may levy a charge for the collection and/or processing of Solid Waste brought to the Town's Recycling Drop Off Center for recycling.

SECTION 8. POWER TO CONTRACT FOR SERVICES.

The Town may contract with other persons for assistance in complying with the provisions of this Ordinance.

SECTION 9. LIAISON WITH THE STATE.

- (a) The Administrator of the Recycling Program shall serve as the Town Liaison Agent with the Commissioner with respect to receiving information and responding on behalf of the

Town to questions regarding recycling from the Department of Environmental Protection. In the event that the person serving as the Town Liaison Agent with the Commissioner is changed, the Town, within thirty days of change, shall provide the Commissioner with the name, address and telephone number of the newly designated person.

- (b) Notices from Collectors, operators of Resources Recovery Facilities and Solid Waste Facilities referred to in Section 6(c) and (d) above, shall be submitted to the Administrator of the Recycling Program.

SECTION 10. ANNUAL REPORT TO DEPARTMENT OF ENVIRONMENTAL PROTECTION.

On or before July 1, 1991, and annually thereafter, the Town, or its designated regional agent, shall provide a report to the Commissioner of Environmental Protection describing the measures taken during the preceding year to meet its obligations under Section 2 of Public Act 90-220. The Commissioner shall provide the Town with a form for such report. The report shall include, but not be limited to the following:

- (a) A description of the efforts made by the Town to promote recycling;
- (b) A description of the Town's efforts to ensure compliance with separation requirements;
- (c) The amount of each recyclable item contained in its Solid Waste stream which has been delivered to a recycling facility as reported to the Town or its designated regional agent by the owner or operator of the recycling facility or by a scrap metal processor; and
- (d) The amount of Solid Waste generated within the Town's boundaries which has been delivered to a Solid Waste facility.

SECTION 11. PENALTIES

- (a) Notwithstanding any other sections of the General Statutes to the contrary, the Town, acting by its Administrator of the Recycling Program, may impose a penalty not to exceed \$500.00 for each violation by a commercial establishment of the requirements of Subsection (c) of Section 22a-241b of the General Statutes as amended by Section 1 of Public Act 90-220 as set forth in Section 5 of this ordinance.
- (b) The owner or operator of a Solid Waste facility who fails to notify the Town about the delivery of loads of Solid Waste originating from the Town containing significant quantities of Items to be Recycled as required by this Ordinance, shall be subject to a warning by the Town or the Commissioner for a first violation and to a civil penalty of \$500.00 for any subsequent violation. If the Town fails to receive such notification as required, the Town, or the Attorney General, at the request of the Commissioner, may bring an action under Section 3 of Public Act 90-249.
- (c) Any person who violates the provisions of this Ordinance shall, in addition to other legal remedies available to the Town, be cited or fined not more than one hundred dollars for each offense, and each violation of this Ordinance or of regulations and instructions promulgated pursuant to this Ordinance, shall be a separate violation.

This Ordinance and the regulations and instructions promulgated pursuant to this Ordinance may be enforced by citations issued by the Administrator of the Recycling Program. Before issuing any citation the Administrator of the Recycling Program shall issue a written warning providing notice of the specific violation in accordance with Conn. Gen. Stat. Section 7-148(c)(10)(A).

- (d) The citation hearing procedure provided in Conn. Gen. Stat. Section 7-152c is established as the Town's citation hearing procedure, which may be followed when citations pursuant to Section 15(c) of this Ordinance are issued. The chief executive

officer of the Town is authorized to issue such rules and regulations governing the operation of the citation hearing procedure so long as such rules and regulations are consistent with Conn. Gen. Stat. Section 7-152c.

SECTION 12. SEVERABILITY.

If any word, clause, section or provision of this Ordinance is found to be invalid, such finding shall not affect the validity of any other part provided that such other part may be given effect without reference to the invalid part or parts.

SECTION 13. EFFECTIVE DATE.

The effective date of this Ordinance shall be the sixteenth day following the date of publication in a newspaper of the Ordinance or a summary of the Ordinance as adopted by the Town Meeting. Pursuant to Conn. Gen. Stat. Sec. 7-157(b) a summary of the Ordinance may be published in lieu of the Ordinance.

Passed Town Meeting January 10, 1991.
Published Manchester Herald February 15, 1991.

91-04 TOWN OF ANDOVER ORDINANCE PROVIDING FOR PROPERTY TAX RELIEF PROGRAM FOR CERTAIN HOME OWNERS AGED 65 OR OVER OR PERMANENTLY AND TOTALLY DISABLED

BE IT ORDAINED BY THE TOWN MEETING OF THE TOWN OF ANDOVER:

SECTION 1. PURPOSE.

There are property owners within the Town of Andover ("Town") who face hardship and difficulties in paying real property taxes notwithstanding that said owners may be receiving some real property tax relief by virtue of other existing tax relief programs. Conn. Gen. Stat. 12-129n authorizes a town by a vote of its legislative body on recommendation of its Board of Finance to provide additional tax relief for certain home owners age 65 or over or permanently and totally disabled. The purpose of this Ordinance is to implement the additional property tax relief program for elderly and disabled person as authorized by said Statute.

SECTION 2. ELIGIBILITY.

Requirements for participating in the real property tax relief program established by this Ordinance are as follows:

- (a) Participants shall be residents of the Town who are (1) sixty-five years of age and over, or (2) whose spouses, living with them, are sixty-five years of age or over or (3) who are sixty years of age or over and the surviving spouse of a tax payer qualified under this Ordinance at the time of the taxpayer's death;
- (b) Participants who are residents of the Town and under the age of sixty-five who are eligible in accordance with applicable federal regulations to receive permanent total disability benefits under Social Security or under any federal, state or local government retirement or disability plan;
- (c) The real property for which tax relief is available under this Ordinance shall be occupied as the principal residence by the taxpayers who have been taxpayers in the Town for at least one year immediately preceding receipt of tax benefits under this Ordinance;
- (d) All participants shall meet the income standards set forth in Sec. 3 below with respect to maximum income allowable during the calendar year preceding the year in which application is made for tax relief;

- (e) No property tax relief under this Ordinance when combined with tax relief under Conn. Gen. Stat. Secs. 12-129b to 12-129d, inclusive, 12-129h and 12-170aa shall exceed the aggregate of the total amount of the tax which otherwise would be laid against the taxpayer;
- (f) All applicants shall declare all sources of income received during the prior calendar year as part of their application. Total income shall include but not be limited to all income derived from wages, social security, interest and dividends.

SECTION 3. INCOME STANDARDS OF ELIGIBILITY.

The current income standards of eligibility for the real property tax relief provided by this Ordinance are shown in the following table:

INCOME		TAX CREDIT AS A PERCENTAGE OF TAX	
OVER	NOT EXCEEDING	MARRIED	UNMARRIED
\$ 0	\$12,400	30%	20%
\$12,400	\$18,400	20%	10%
\$18,400	\$22,600	10%	5%

The above income standards of eligibility shall be annually automatically adjusted predicated on the cost of living index provided by the Social Security Administration. At the end of each calendar year, the Town Assessor shall review the provisions of this Ordinance, make appropriate adjustments to the income standards of eligibility and submit any other recommendations pertaining to the Ordinance to the Board of Selectmen on or before January 31.

SECTION 4. APPLICATIONS.

Applications for property tax relief shall be filed by eligible persons during the period commencing on February 1 and continuing through May 15. Participants in the program shall re-file their applications with the Town Assessor biennially.

SECTION 5. LIMIT ON TOTAL ABATEMENT OF TAXES UNDER TAX RELIEF PROGRAM.

The total abatement of property tax revenues under this program shall not exceed 10% of the total real property tax assessed within the Town in the preceding tax year.

SECTION 6. TAX LIENS.

The Town shall not establish a lien in the amount of the tax relief granted except in the situation where the total tax relief benefiting a taxpayer under this program and under other tax relief programs provided by Conn. Gen. Stat. 12-129b to 12-129d, inclusive, 12-129h and 12-170aa exceeds 75% of the property tax for which such taxpayer would be liable but for the tax relief benefits, in which case, the Town shall establish a lien on such property in the amount of the total tax relief granted, plus interest applicable to the total of such unpaid taxes of 6% per annum. Any such lien shall have a priority in the settlement of a taxpayer's estate.

SECTION 7. REAL PROPERTY HELD IN LIFE USE OR IN TRUST.

An applicant who is not the record owner of a principal residence but who holds a life use in said property or who is the beneficiary of a trust holding such property, shall be eligible to participate if applicant meets all other requirements and establishes that applicant is responsible for payment of taxes assessed against the property.

SECTION 8. TRANSFER OF PROPERTY OR DEATH OF PARTICIPANT.

Unless otherwise provided in this Ordinance, the real property tax relief provided by this Ordinance shall terminate upon the death of the participant or upon the sale or transfer of the property by the participant. In such a case, the relief shall be prorated to reflect the fractional portion of such property occupied by the participant.

Passed by Town Meeting Vote March 26, 1991.
Published Manchester Herald April 4, 1991.

95-01 The following Ordinance was rescinded by the Annual Town Meeting, on Wednesday, May 10, 1995. The effective date is July 1, 1995.

That the salaries or other compensation of all appointed officers and employees, including the following shall be fixed by the Board of Selectmen after consultation with the appointing authority, and approval of the Board of Finance: Assessor, Building Official, Sanitarian, Health Officer, Assistant Town Clerks, Fire Marshall, Deputy Fire Marshall, Assistant Treasurer, Zoning Agent, Town Secretary, Clerk, Planning & Zoning Commission, Clerk, Zoning Board of Appeals, Clerk, Wetlands Commission, Clerk, Board of Finance.

The following Ordinance was adopted by the Annual Town Meeting, on Wednesday, May 10, 1995. The effective date is July 1, 1995.

That the salaries or other compensation of all appointed officers and hired employees, shall be fixed by the Board of Selectmen after consultation with the appointing authority.

Dated at Andover, Connecticut June 8, 1995.
Passed by Town Meeting Vote May 10, 1995.
Published Willimantic Chronicle June 12, 1995.

95-02 AUTOMATIC ANNUAL REFERENDUM OF A TOWN BUDGET WITH A PROVISION FOR ADDITIONAL APPROPRIATIONS

The Ordinance will replace the current method of public budget approval with the following:

A. TOWN BUDGET MEETING

The initial Annual Town Budget Meeting shall convene on one of the first seven (7) days of May. The Board of Selectmen shall set the date, time and location of the meeting.

- (1) After the Board of Finance has approved a proposed budget, the Board of Finance will deliver the proposed budget to the Town Clerk and the Board of Selectmen for presentation to the Annual Town Budget Meeting. Said budget shall be the first item on the agenda of said Annual Town Budget Meeting, other than the appointment of a moderator and other items which may be required by law.
- (2) Said Budget Meeting shall have the power to reduce, reject, modify or approve the proposed budget for final approval by the Budget Referendum as hereinafter set forth.
- (3) Said Budget Meeting shall not have the power to increase the proposed budget or any portion thereof.
- (4) In the event that a Budget Meeting shall fail to approve the entire proposed budget as submitted or revised by 10:00 p.m. said Budget Meeting shall adjourn and reconvene the next business day (excluding Saturdays, Sundays and legal holidays) until a proposed budget is approved by the Budget Meeting.
- (5) When the proposed budget has been approved as submitted or amended by the Budget Meeting, the Budget Meeting shall automatically adjourn for final vote and approval by the Budget Referendum.

B. BUDGET REFERENDUM

- (1) The Budget Referendum shall be by machine vote or paper ballot, and allow for absentee ballot, not less than seven (7) days nor more than fourteen (14) days from the date of the approval by the Budget Meeting. The Board of Selectmen shall designate the date and location for the Budget Referendum, as well as the method (i.e.: paper ballot or machine tally) of voting. The Budget Referendum shall be held from six o'clock a.m. until eight o'clock p.m. Notice of the Budget Referendum and the proposed budget, together with the mill rate estimated to be necessary to fund the proposed budget, shall be filed in the Town Clerk's Office and published in a newspaper having general circulation in Andover, at least five (5) days prior to the Budget Referendum.
- (2) The proposed budget shall be approved or rejected in its entirety by a majority of those voting.
- (3) In addition to the vote on the proposed budget, the Budget Referendum shall also contain non-binding advisory question(s) as to whether the proposed general Town and Board of Education portions are too high or low.

C. FAILURE TO ADOPT.

- (1) In the event that the majority of those voting reject the proposed budget, the Board of Finance shall revise the rejected budget and submit the revised proposed budget to the Budget Meeting to be held within seven (7) days of said Budget Referendum at a date and time designated by the Board of Selectmen. Each Budget Meeting shall be conducted in the manner set forth in Section A until a budget is approved by the Budget Referendum. Each Budget Referendum shall be set forth in Section B until a proposed budget is approved by the Budget Referendum.
- (2) If the proposed budget is not approved by the Budget Referendum by the start of the new Fiscal Year, the budget for the previous Fiscal Year shall be the temporary budget for the new Fiscal Year, with expenditures being made thereunder on a month-to-month basis, until such time as a budget is approved by the Budget Referendum.

D. ADDITIONAL APPROPRIATIONS

Any additional appropriation to any department, except for additional appropriations authorized by the Board of Finance in the exercise of its discretion within the limits permitted by the Connecticut General Statutes, shall require the affirmative vote of a Special Town Meeting warned for that purpose, after such affirmative vote, the Special Town Meeting shall automatically adjourn for a final vote by Referendum in accordance with the applicable procedures of Section(s) B1 and B2 above.

Published in Rivereast November 24, 1995.

Voted at Special Town Meeting to go to Referendum December 5, 1995.

Passed at Referendum December 14, 1995.

Published in Rivereast January 27, 1996.

Became effective February 9, 1996.

96-01 **ORDINANCE PROVIDING FOR THE ELECTION OF JUSTICES OF THE PEACE
FOR THE TOWN OF ANDOVER**

The number of Justices of the Peace for the Town of Andover to be elected at the next regular meeting for such office and thereafter shall be fifteen. Such election shall be held in accordance with applicable State Statutes.

Voted at Annual Budget Meeting May 8, 1996.

Published in Rivereast May 17, 1996.

Became effective fifteen (15) days after publication.

ORDINANCE PROVIDING FOR PROPERTY TAX RELIEF PROGRAM FOR CERTAIN HOME OWNER'S AGED 65 OR OVER OR PERMANENTLY AND TOTALLY DISABLED

BE IT ORDAINED BY THE TOWN MEETING OF THE TOWN OF ANDOVER:

SECTION 1. PURPOSE.

There are property owners within the Town of Andover ("Town") who face hardship and difficulties in paying real property taxes even though they may be receiving some real property tax relief by virtue of other existing tax relief programs. Conn. Gen. Statute 12-129n authorizes a Town, by vote of its legislative body on recommendation of its Board of Finance to provide additional tax relief for certain home owners who are age 65 or permanently and totally disabled. The purpose of this ordinance is to implement the additional property tax relief program for elderly and disabled persons authorized by said Statute.

SECTION 2. ELIGIBILITY.

Requirements for participating in the real property tax relief program established by this Ordinance are as follows:

- (a) Participants shall be residents of the Town who (1) are sixty-five years of age and over, or (2) whose spouses, living with them, are sixty-five years or over or (3) who are sixty-five years of age or over and the surviving spouse of a taxpayer qualified under this Ordinance at the time of the taxpayer's death;
- (b) Participants shall be residents of the Town and under the age of sixty-five and eligible in accordance with applicable federal regulations to receive permanent total disability benefits under Social Security or under any federal, state or local government retirement or disability plan;
- (c) The real property for which tax relief is available under this Ordinance shall be occupied as the principal residence by the taxpayers who have been taxpayers in the Town for at least one year immediately preceding receipt of tax benefits under this Ordinance;
- (d) An applicant who is not the record owner of a principal residence but who holds a life use in said property or who is the beneficiary of a trust holding such property, shall be eligible to participate if applicant meets all other requirements and establishes that applicant is responsible for payment of taxes assessed against the property;
- (e) All participants shall meet the income standards set forth in the "Circuit Breaker" Tax Relief application with respect to maximum income allowable during the calendar year preceding the year in which application is made for tax relief. Currently, income for a married couple cannot exceed \$26,800.00 and for a single person, \$21,800.00;
- (f) No property tax relief under this Ordinance when combined with tax relief under Conn. Gen. Stat. Secs. 12-129b to 12-129d, inclusive, 12-129h and 12-170aa shall exceed the aggregate of the total amount of the tax which otherwise would be laid against the taxpayer;
- (g) All applicants shall declare all sources of income received during the prior calendar year as part of their application. Total income shall include, but not be limited to all income derived from wages, social security, interest and dividends.

SECTION 3. TAX RELIEF.

Eligible taxpayers shall be entitled to an exemption of \$8,000.00 in the assessment valuation of the qualifying real property.

SECTION 4. APPLICATIONS.

Applications for property tax relief shall be filed by eligible persons during the period commencing on February 1 and continuing through May 15. Participants in the program shall re-file their application with the Town Assessor biennially.

SECTION 5. LIMIT ON TOTAL ABATEMENT OF TAXES UNDER TAX RELIEF PROGRAM.

The total abatement of property tax revenues under this program shall not exceed 10% of the total real property tax assessed within the Town in the preceding tax year.

SECTION 6. TAX LIENS.

The Town shall not establish a tax lien in the amount of the tax relief granted except in the situation where the total tax relief benefiting a taxpayer under this program and under other tax relief programs provided by Conn. Gen. Stat. 12-129b to 12-129d, inclusive, 12-129h and 12-170aa exceeds 75% of the property tax for which such taxpayer would be liable but for the tax relief benefits, in which case, the Town shall establish a lien on such property in the amount of the total tax relief granted, plus interest applicable to the total of such unpaid taxes of 6% per annum. Any such lien shall have priority in the settlement of a taxpayer's estate.

SECTION 7. TRANSFER OF PROPERTY OR DEATH OF PARTICIPANT.

Unless otherwise provided in this Ordinance, the real property tax relief provided by this Ordinance shall terminate upon the death of the participant or upon the sale or transfer of the property by the participant. In such a case, the relief shall be prorated to reflect the fractional portion of such property occupied by the participant.

Passed by Special Town Meeting September 17, 1996.
Published in Rivereast September 20, 1996.

97-01

**ESTABLISHMENT BY ORDINANCE
A CAPITAL IMPROVEMENTS PLANNING COMMITTEE**

The Selectmen will appoint a Capital Improvement Planning Committee for the purpose of creating a 6-10 year Capital Improvement Plan, updating it annually and making recommendations to the Board of Finance for Capital Expenditures.

Passed at Annual Town Meeting October 27, 1997.
Published in Rivereast November 7, 1997.
Ordinance to become effective 15 days after publication.

99-01

**ORDINANCE FOR APPOINTMENTS OF ALTERNATE
MEMBERS TO APPOINTED BOARDS**

BE IT ORDAINED BY THE TOWN OF ANDOVER:

That the Board of Selectmen be authorized to make appointments of alternate members to appointed boards delineated in Section 606 of the Town Charter.

Passed at Town Meeting October 25, 1999.
Published in Rivereast October 29, 1999.
Ordinance to become effective 21 days after publication.

00-01

**IT IS HEREBY RESOLVED THAT THE FOLLOWING
BE ENACTED AS AN ORDINANCE;**

1. No building permit shall be issued for the improvement of property when taxes or water or sewer rates, charges or assessments imposed by the Town of Andover are delinquent for such property.
2. The provisions of Section 1 notwithstanding, the Building Official, after consultation with the Town Sanitarian, may issue a building permit when the interests of public health, safety or welfare would be better served as the result of the improvements sought to be made pursuant to such building permit application.

Passed by Selectmen's Meeting Vote February 2, 2000.
Published in Rivereast February 11, 2000.
Became effective fifteen (21) days after publication.

00-02

TAX REFUNDS UNDER \$5.00

This Ordinance waives refunds for excessive tax payments under \$5.00 as provided by Section 12-129 of the General State Statutes.

Approved Board of Selectmen meeting Wednesday, October 4, 2000.
Effective 15 days after publication.
October 20, 2000.

00-03 ORDINANCE PROVIDING FOR THE ESTABLISHMENT OF FIRE LANES

- a) Upon finding that the parking of any vehicle in any area would hinder or obstruct the free access of fire fighting equipment to any commercial structure or building otherwise open to the public, the Andover Fire Marshal may designate any portion of any roadway or driveway as a Fire Lane. No person shall permit any vehicle to remain stationary within the limits of any such designated Fire Lane.
- b) Upon establishment of any such Fire Lane, the Andover Fire Marshal shall send written copy of such order to the owner of the location or to the agent of such owner. Upon receipt of such order the owner shall cause to be erected or installed, adequate signs markings or other devices to delineate said Fire Lane.
- c) Any motor vehicle found standing in a Fire Lane which has been established in accordance with this Ordinance may be towed upon the direction of the Fire Chief or their designee, to any public or private parking facility, and any towing or subsequent storage fees shall be borne by the registered owner of such vehicle.

Passed by Selectmen's Meeting Vote November 1, 2000.
Ordinance to become effective 21 days after publication.

01-01

**AMENDED ORDINANCE TAX ABATEMENT PROGRAM
FOR THE ANDOVER VOLUNTEER FIRE DEPARTMENT**

Purpose

The Town of Andover in recognition of the benefits provided to the community by the dedicated residents of the Town of Andover who volunteer their time and service as firefighters, emergency medical technicians, and ambulance drivers, hereby establishes pursuant to CGS Sec. 12-81w, a tax abatement program as an incentive in recruiting and retaining such volunteers.

Scope

All firefighters, emergency medical technicians and ambulance drivers who are volunteer members of the Andover Volunteer Fire Department who own real or personal property within the Town of Andover and who meet the criteria established below are eligible to participate in the tax abatement program.

Definitions

1. A firefighter, emergency medical technician, or ambulance driver shall be a regular, active volunteer member of the Andover Volunteer Fire Department who provides at least one of the aforementioned services for the Fire Department.
2. Emergency incidents are events that the Fire Department responds to with emergency services and for which all members of the Department receive notification. No credit will be awarded for non-emergency events e.g. drills or meetings.
3. Firefighter 1 certification is defined as certification to the Firefighter 1 level by the State of Connecticut Commission on Fire Prevention and Control or equivalent based on NFPA Standard 1001. Emergency Medical Technician certification is defined as certification to the Emergency Medical Technician-Basic (EMT-B) level by the Connecticut Office of Emergency Medical Services.
4. A year of service shall be defined as the 12 month period commencing from the March 1st immediately following the date that the Firefighter or Emergency Medical Technician became a volunteer member of the Fire Department or the 12 month period from the anniversary date thereof.
5. Property shall be defined as the real estate taxes, motor vehicle taxes and personal property taxes for the property in the Town of Andover that is owned by the member either individually, jointly, or as a tenant in common.

Eligibility

In order to be eligible for this program a member must be a regular active member of the Fire Department. A regular active member shall attend at least 15% of the Department's emergency incidents. If any member does not meet his/her 15% of calls he/she will not be eligible for the tax abatement for that year, nor will he/she receive credit for an active year of service. However, he/she will not lose any years already earned should he/she become active again. Any member with 25 years of active service and who has been recognized as a Life Member in the organization shall continue to receive an abatement of \$1,000 annually for as long as he/she continues to reside and own property in the Town of Andover.

Notice of Eligibility

No later than January 1st of each year the Chief of the Department shall provide to the Board of Selectmen and the Tax Collector a written list of the Fire Department's members who are eligible for the tax abatement program for the taxes due July 1 of that year. This list shall contain the home address of each eligible member, the eligible member's years of active service as of March 1st of that year and shall specify the maximum abatement, as set forth below, for which the member is eligible.

Abatements

Abatements shall be granted to eligible members as follows.

1. Members who have met the eligibility requirements set forth above, but who have less than five (5) years of active service and are not certified as a Firefighter 1 or an Emergency Medical Technician, shall be eligible for a tax abatement of \$250.00
2. Members who have met the eligibility requirements set forth above, but who have less than five (5) years of active service and are certified as a Firefighter 1 or an Emergency Medical Technician shall be eligible for a tax abatement of \$500.00
3. Members who have met the eligibility requirements set forth above, but who have at least five (5) years of active service but less than seven (7) years of active service and are not certified as a Firefighter 1 or an Emergency Medical Technician shall be eligible for a tax abatement of \$500.00
4. Members who have met the eligibility requirements set forth above, and who have at least five (5) years of active service but less than seven (7) years of active service and are certified as a Firefighter 1 or an Emergency Medical Technician shall be eligible for a tax abatement of \$750.00

5. Members who have met the eligibility requirements set forth above, and who have at least seven (7) years of active service but less than ten (10) years of active service and are not certified as a Firefighter 1 or an Emergency Medical Technician shall be eligible for a tax abatement of \$750.00
6. Members who have met the eligibility requirements set forth above, and who have at least seven (7) years of active service but less than ten (10) years of active service and are certified as a Firefighter 1 or an Emergency Medical Technician shall be eligible for a tax abatement of \$1,000.00
7. Members who have met the eligibility requirements set forth above, and who have at least ten (10) years of active service shall be eligible for a tax abatement of \$1,000.00
8. The tax abatement will only be applied towards personal property or real estate taxes, not business property taxes.
9. In no event shall the amount of the abatement for any year exceed the total of all property tax liability of the member for that year. Any unused portion of the abatement shall not be carried over into subsequent years.
10. The tax abatement shall be credited toward the eligible member's tax liability at the beginning of each fiscal year.

ABATEMENT SCHEDULE

ACTIVE YEARS	BASE AMOUNT	CERTIFIED EMT-B AND/OR FF1
UNDER 1	\$0	\$0
1	\$250	\$500
2	\$250	\$500
3	\$250	\$500
4	\$250	\$500
5	\$500	\$750
6	\$500	\$750
7	\$750	\$1,000
8	\$750	\$1,000
9	\$750	\$1,000
10	\$1,000	\$1,000

Passed by Annual Budget Meeting vote May 8, 2001.
 Passed by Referendum vote May 15, 2001.
 Ordinance became effective 21 days after publication.

01-02 **ORDINANCE FOR PLOWING AND THROWING SNOW AND ICE INTO THE STREET**

BE IT ORDAINED:

Section #1-No person shall plow, throw or cause to be thrown or put any snow or ice from private property into any public highway in the town.

Section #2-The penalty for violation of this ordinance shall be \$50.00 for each violation.

Approved Board of Selectmen's meeting December 5, 2001.
 Published Rivereast December 14, 2001.
 Ordinance becomes effective 21 days after publication.

01-03 PROPERTY TAX LIABILITY ORDINANCE

BE IT ORDAINED BY THE TOWN OF ANDOVER:

Property tax liability shall be incurred as of July 1. Real Estate and Personal Property taxes greater than \$100.00 shall be due 25% on July 1, 25% on October 1, 25% on January 1, and 25% on April 1. Real Estate and Personal Property taxes of \$100.00 or less shall be paid on July 1. One hundred percent of motor vehicle taxes shall be due on July 1. Supplemental motor vehicle taxes shall be due on January 1.

Approved Special Town Meeting July 30, 2003.
Published Rivereast August 8, 2003.
Ordinance becomes effective 21 days after publication.

02-03 DELINQUENT MOTOR VEHICLE TAX ORDINANCE

BE IT ORDAINED BY THE TOWN OF ANDOVER:

That any taxpayer whose vehicle tax has been reported as delinquent to the Department of Motor Vehicles is charged a \$5.00 fee.

Passed by Selectmen's Meeting September 3, 2003.
Published in Rivereast September 12, 2003.
Becomes effective 21 days after publication.

03-03 BUILDING DEPARTMENT FEE ORDINANCE

BE IT ORDAINED BY THE TOWN OF ANDOVER:

That the Building Department shall charge a \$140.00 permit fee and a \$10.00 state tax fee for all applications for variance, appeal of decision of Zoning Agent, special permit, site plan review and zone changes which require Zoning Board of Appeals or Planning & Zoning Commission action.

Passed by Selectmen's Meeting October 1, 2003.
Published in Rivereast October 10, 2003.
Effective 21 days after publication.

01-04 CONSTRUCTION DEBRIS ORDINANCE

BE IT ORDAINED BY THE ANDOVER BOARD OF SELECTMEN:

"On-site dumpsters will be required to contain all debris for construction and renovation projects which require a permit."

Purpose: The purpose of this ordinance is to allocate the expense of removal of the debris from the construction to the property owner and to minimize the risk of contamination to the Disposal Area.

Resolution passed December 1, 1999
Ordinance passed at Selectmen's meeting February 4, 2004
Published in RiverEast February 13, 2004
Ordinance to become effective 21 days after publication

TOWN OF ANDOVER, CONNECTICUT

ACT OF INCORPORATION

GENERAL ASSEMBLY

Resolved by this Assembly,

May Session 1848

That the Society of Andover, in the towns of Hebron and Coventry, with all the inhabitants residing within the limits of said society, be and the same hereby incorporated into a distinct and separate town, by the name of Andover, and the inhabitants aforesaid and their successors forever residing within said limits, shall have and enjoy all the powers, privileges and immunities which are enjoyed by other towns in the State, with the right of sending one Representative to the General Assembly of this State.

And said Town of Andover shall pay its proportion of all debts and claims already due, or for which said Town of Hebron may be hereafter made liable by force of any claim now existing: and shall be entitled to its proportion of the property, including the "Town Deposit Fund" of said Town of Hebron and shall take and support its proportion of the poor persons now maintained by said Town of Hebron, all said proportion to be (reckoning on the grand list of 1847) as the list of that part of Hebron now embraced in Andover bears to the list of said Town of Hebron.

And said Town of Andover shall pay its proportion of all debts and claims already due, or for which said Town of Coventry may be hereafter made liable by force of any claim now existing, and shall be entitled to its proportion of the property, including the Town Deposit Fund, of said Town of Coventry and shall take and support its proportion of the poor persons now maintained by the Town of Coventry, all said proportion to be (reckoning on the grand list of 1847) as the list of that part of Coventry now embraced in Andover bears to the list of said Town of Coventry saving and excepting that the Town of Andover shall not be entitled to any portion of the town-house belonging to Coventry, nor be liable for any expense for building hereafter any town-house or for holding public meetings in said Town of Coventry.

And in case the Selectmen of the Town of Andover and the Selectmen of the Town of Hebron, or the Selectmen of the Town of Coventry should not be able to agree as to the division of the property the poor – or the amounts of debts and claims of said towns of Coventry and Hebron respectively, then on application of the Selectmen of either of said towns to Ralph R. Phelps Esq. Of Manchester, he is hereby authorized to make such apportionment, first giving to the towns interested suitable notice of time and place of hearings and his decision shall be final.

The collectors of the towns of Hebron and Coventry are hereby authorized to collect all taxes already laid, in the same manner as if this act had not been passed.

The first town-meeting in said Town of Andover shall be held on the first Monday of October 1848 at Nine o'clock a.m. at the Conference House in Andover and Calvin Daggett (and in case of his failure, Gurley Phelps) shall be moderator of said Meeting and shall warn said Meeting by setting up a notification of the same on the Public Sign Posts in Andover and in such other place or places as he may think proper at least six days before said meeting. And said Town of Andover shall have all the powers at said first meeting incident to other towns in the State and full rights to act accordingly; and the Officers elected at such first meeting shall hold their offices until others are chosen and sworn in their stead.

State of Connecticut SS)
Office of Secretary of State)

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

In testimony whereof, I have hereunto set my hand and affixed the Seal of said State, at New Haven, this 26th day of June A.D. 1848.

John B. Robertson
Secretary of State

Recorded in Town Record Book Volume I.

The town lines recorded in Volume 4 Pages 485 to 493 Andover Land Records and follow this Act of Incorporation.

TOWN LINES

Between

ANDOVER and BOLTON

In compliance with the law of the State of Connecticut, now in force; that every town shall procure its bounds to be set out by plain and durable marks and monuments, which shall be, either an iron pipe or rod, projecting at least six inches above the surface of local permanent rocks, or by stone pillars, set at least three feet in and one foot above the ground, at every angle, and once in every eighty rods in the lines running from angle to angle; and said rocks or monuments shall be plainly marked with the initials of the names of the towns adjoining; and once in every five years, the selectmen of adjoining towns, shall appoint and pay two or more persons to perambulate the lines and renew the bounds and monuments between their respective communities; We the undersigned began at a monument or bound, on the east line of Bolton, situated ninety-three rods northerly from Bailey's Crossing, and said bound is the North West Corner bound, of the land that was taken in the year 1848, from the Town of Coventry, to partially make the Town of Andover. Said bound is on top of a hill, at the south end of the flat surface, as the hill starts to slope to the south; thence S. 2° W. 60 rods (between land of William Loomis, situated in Bolton and land of the estate of George G. Sumner, situated in the Town of Andover,) we come to the north east corner of land formerly known as Bailey's thence (same course) 20 rods we come to the FIRST 80 ROD BOUND, it is just west of a stone wall, then 13 rods we drove an iron spike on the Town Line, in the middle of the horse road, 2 feet 3 inches west of the west rail of the Rail Road, thence 24 rods is a bound on a rock under the east fence of the Rail Road, thence 6 rods is Bailey's Brook, thence 37 rods comes the SECOND 80 ROD BOUND, on the east slope of a gravel bank, west of the Rail Road, thence 13 rods 15 links is a stone wall, running east and west, striking this wall near the west end, then 8 rods to the Hendee Brook, then 6 rods 19 links to the north end of a stone wall, then 26 rods 19 links on this wall to a bound, around an old stump of a tree in this wall, then 12 rods 11 links is a large old bound, (on the north side of a cart path), then 12 rods 11 links we come to the THIRD 80 ROD BOUND, thence 71 rods 10 links is a large old bound, (it makes 311 rods 10 links we have run the above course,) Thence S. 1° 30' W. 6 rods is a stream of water, thence 2 rods 15 links comes to the FOURTH 80 ROD BOUND, (makes one mile), thence 39 rods 20 links along an old Virginia fence, we cross a cart path, and come to a stone wall, thence 16 rods 13 links on said wall, then 11 rods 5 links to a bound on land of Henry G. Phelps, then 12 rods 12 links comes the FIFTH 80 ROD BOUND, then 21 rods 13 links (crossing a small stream) is a large old bound, (this makes 110 rods 3 links we have run above course), thence S. 1° W. 32 rods 22 links crossing a stone wall, and through birches, up a side hill we leave the land of Mr. Phelps, and strike the corner bound of the Burnap land, and land of Fred D. Finley, said bound is 3 rods east of the east end of a stone wall, (said wall is between land of Fred D. Finley and land of Henry G. Phelps,) thence 23 rods 12 links to an old bound, (this makes 56 rods 9 links we have run the above course,) thence S. 6° 30' W. 2 rods 3 links we come to the SIXTH 80 ROD BOUND, then 17 rods 15 links we pass 2 ½ feet east of the southeast corner bound of Fred D. Finley's land, (which is also the northeast corner bound of land of the heirs of George F. Rich,) thence 3 rods 4 links brings us to a large old bound on a ledge of rocks, on the north side of a cart path, (this makes 22 rods 22 links we have run the above course,) thence S. 2° W. 22 rods 10 links to the southwest corner bound of land formerly known as Burnap's land, thence S. 6° W. 9 rods 15 links to a bound on the north side of Skinner Road, thence S. ¾° W. 10 rods 20 links to the north bank of Burnap Brook, then 2 rods 7 links, width of brook, then 2 rods 6 links to a monument on a large rock, (this makes 15 rods 8 links we ran this course,) thence S. 3° 45' W. 8 rods 22 links to a bound just south of a stone wall, then 3 rods 1 link to the SEVENTH 80 ROD BOUND, then 18 rods 24 links to a bound on a flat rock, in an open lot, (this makes 30 rods 22 links we have run the last above course,) then S. 1° 40' W. (this course remains the same the rest of the line to the southeast corner bound of Bolton,) 4 rods to bound south of stone wall, then 20 rods 20 links to bound, then 5 rods 5 links to a bound on the north side of the highway that crosses the dam to the Shoddy Mill Pond, thence 16 rods to a bound just north of a cart path, then 15 rods 1 link to the EIGHTH 80 ROD BOUND, (this makes two miles,) then 15 rods to an old bound on top of a square rock that is 5 feet high, then 28 rods 22 links to a bound then 26 rods 3 links to cart path then 10 rods to the southeast corner bound of Bolton (makes 141 rods 1 link of this course).

Said southeast corner bound of Bolton is situated on a knoll, 10 rods south of a cart path, and, 7 rods southeast of bound is a short piece of stone wall, 5 rods southeast of said wall in a hollow, is a well of water, just east of well, on a bank are remnants of the foundation of a building, said to have been a black smith shop. This is spoken of to identify the corner bound, should, occasion ever require it. The above measurements, make the east line of Bolton touching Andover, 720 rods, or two and one-quarter miles.

Starting West, from the southeast corner bound of Bolton, on the Town Line, between Andover and Bolton; the compass reads W. 2° N, or N. 88° W, and holds that reading for the entire 320 rods, or one mile, to Hebron Town line. W. 2° N. 13 rods 8 links to bound, then 38 rods 17 links to bound, then 13 rods to brook, then cross brook, 15 rods to FIRST 80 ROD BOUND, situated in an open meadow, or old pondbed, 2 rods 18 links north of brook, then 9 rods to the brook, cross, and 6 rods to bound on town line, said bound is also bound on line of land, owned east by Madam Bovier and west by Fred D. Finley, then 16 rods crossing Fred D. Finley's land to a bound west of his fence, then 49 rods over land of George Curtis, to the SECOND 80 ROD BOUND, just inside of George Curtis's lane, then 1 rod to the west side lane is an old bound, at the east end of a stone wall, then 7 rods on stone wall to brook, then 8 rods of wire fence, then 52 rods of stone wall, to land of the estate of Esther Bishop, then 6 rods to an old bound, to the north edge of the garden, then 6 rods to the THIRD 80 ROD BOUND, situated in the dooryard, between the house and barn, two rods east of barway, then 5 rods to an old bound, on the west side of the highway, then 75 rods over land of Eliza Daly, line passing a little south of the house and barn, to the FOURTH 80 ROD BOUND, which is situated 19 rods west, of the line west of the barn, and a few feet south of a stone wall, this bound is the northwest corner bound of land taken from the Town of Hebron to complete the making of the Town of Andover. The above measurements make 320 rods, or one mile, of this line. We established the location of Permanent Bounds, once in 80 rods on the above-described lines. The above lines were surveyed by Aaron Cook, Jr. in the month of February 1909.

It is also agreed, by the undersigned selectmen and surveyor that as it appears from all former records, that the two above described lines, between Andover and Bolton, were always considered to be STRAIGHT LINES, should there be any TOWN bounds one side or the other of the lines of S. 2° W. 2° N. they may be moved into said lines, and ALL 80 ROD BOUNDS SHALL be set in such lines, thereby preserving the original right-angled lines.

To correct the former of the aforesaid two lines, the FIFTH 80 ROD BOUND, should be set 12 feet west of the located mark for said bound: the SIXTH 80 ROD BOUND should be set 24 feet west of the located mark for said bound; the bound at Skinner Road should be moved east 8 feet; the SEVENTH 80 ROD BOUND, south of Burnap Brook, should be set 8 feet east of the located mark for said bound; the bound in Shoddy Mill Road should be moved east 16 feet; the EIGHTH 80 ROD BOUND, south of Shoddy Mill Road, should be set 12 feet east of the located mark for said bound.

Also the SECOND 80 ROD BOUND in this line is to be set ON THE TOWN LINE AT LOCATED MARK.

Aaron Cook, Jr., Manchester Green Conn. Surveyor

Edgar D. White
Edward M. Yeomans
Louis B. Whitcomb
Selectmen of the Town of Andover

Marvin W. Howard
Frank H. Strong
William H. Loomis
Selectmen of the Town of Bolton

TOWN LINES

Between

COLUMBIA and ANDOVER

As there were no records of the dividing lines between the towns of Andover and Columbia, to be found, the Selectmen of the towns concluded to survey the lines and re-mark them with stones or monuments as required by Sec. 1910 of the General Statutes of Connecticut, and to have a record of their doings made in each town.

After several efforts to find the old corner and angular bounds by going over the supposed lines between Andover and Columbia, Columbia and Hebron, and Hebron and Andover, a point was agreed upon as the CORNER of the three towns. It is generally believed that the old bound at this place had been removed and the ground plowed a number of years ago. As other bounds besides this along the Andover-Columbia line had been lost, there was a great difficulty in finding the angular bound east or northeast of the (so-called) Bill Road.

Again instead of finding that Andover, Columbia, and Coventry corner at the same point, it was found that Hop-River is the line between Columbia and Coventry, and therefore the northeast corner of Columbia must be in the middle of the river, while the southeast corner of Andover joins the town of Coventry on the bank of the river, at a large White Oak tree 41.6 feet from the edge of the water at the southerly bank of the river, a few rods up stream from the bridge (usually known as Parker's Bridge). Having thus found or agreed upon the corners of Andover and Columbia, and the angular bound between, we proceeded to survey as follows, viz:

Beginning at the newly marked corner of the towns of Andover, Columbia, and Hebron on land of Mrs. Ella M. Hutchinson, thence N. 34° 48' E. 83.5 feet we came to a wall at the pasture of Mrs. Ella M. Hutchinson, and at 543.6 feet crossed a wall on to land of Nelson Gilman, then at 812.8 feet we crossed an old wall, and at 831 feet we placed the First (intermediate) Bound, then at 838.3 feet we crossed a wall into a Mowing lot, then at 1505 feet we crossed a wall, at 1519.5 feet we crossed a wall, at 1541 feet we crossed another, and at 1923.5 feet we crossed the wall on the west side of the West Street road, and the middle of the road at 1944.5 feet, and at 1961 feet we set the SECOND BOUND, then crossed the wall at 1963.5 feet on the east side of the road on to land of Edwin L. Hutchinson, then at 2931.6 feet we crossed a brook, and at 3281 feet we placed the THIRD BOUND, then at 3751.2 feet we crossed a wall into an old land, and at 3780 feet we crossed a wall out of the lane, then another wall at 3944.5 feet, and at 4026.6 feet we crossed the wall on the west side of the Bill Road, and at 4056 feet we set the FOURTH BOUND on the east side of the travel path, then we crossed the wall on the east side of the road at 4059.7 feet on to land of John Miller, then the corner of a wall on the west side of an old lane at 4361 feet and at 4411 feet another wall corner on the east side of the lane, then another wall at 4912 feet, an old wall at 5122.5 feet, and came to the angle where we placed the FIFTH BOUND by the side of the old one, at a distance from Hebron corner of 5228.2 feet or 316 rods 21 links.

Here we turned an angle of 9° 15' E. to a course of N. 44° 3' E., then we crossed an old wall at 174 feet, a cart path at 421 feet, another cart path at 619.5 feet, and still another cart path at 655 feet, and placed the SIXTH BOUND at 872.2 feet, then crossed another cart path at 904 feet, then over a wall at 928.4 feet, then crossing an old bar-way at 968 feet on to land of Charles W. and Hattie Smith, then at 980 feet we came to an old bound 36.5 feet N. of the line, then we crossed a cart path at 1039.2 feet, and after passing through a swamp and over a fence we placed the SEVENTH BOUND at 2192.2 feet, leaving this we passed over a wall on to mowing land at 2271 feet, a little farther on up the hill we passed over another wall into a pasture, then at 2757.4 feet we crossed to a wall on the west side of the old "Hartford & Norwich Turnpike", and placed the EIGHTH BOUND by the side of this wall at 3198.8 feet, then we crossed the wall on the east side of the road at 3257.7 feet, and at 4060.8 feet placed the NINTH BOUND, then we crossed a wall at 4064.3 feet, then a wall at 4458.3 feet, then farther on passing a pile of stones on a large rock we placed the TENTH BOUND at 5032 feet, then came to a post and rail fence at 5079.5 feet, an old bound at 5524 feet, and the ELEVENTH BOUND at 6352 feet, we passed an old bound at 7642 feet 2 feet west of the line, and placed the TWELFTH

BOUND by the side of the Willimantic road at 7672 feet, then passing the (so called) Cook house at 7784.1 feet, and crossing the Railroad track at 8657 feet we placed the THIRTEENTH BOUND at 8937 feet, on W. side of highway and at 10257 feet came to the White Oak tree at the corner of Andover and Coventry, making the whole distance from the Hebron Corner to the corner of Coventry 15485.2 feet or 2 miles 298 rods and 12 links.

E. M. Yeomans, Surveyor

Edgar D. White
Louis B. Whitcomb
E. M. Yeomans
Selectmen of the Town of Andover.

L. E. Winter
J. L. Porter
Geo. H. Champlin
Selectmen of the Town of Columbia

Andover, Connecticut September 4th, 1909

TOWN LINES

between

ANDOVER and COVENTRY

In accordance with Sec. 1911 of the General Statutes of Connecticut, for the Renewal of Boundary lines once in five years, the Selectmen of the two towns decided to run out the lines by a survey and re-mark said lines as required by Sec. 1910 of the General Statutes, and therefore proceeded as follows, viz:

Beginning at the White Oak tree at the southeast corner of the Town of Andover, on the south bank of the river 41.6 feet from the edge of said bank, a little west of the (so-called) Parker's Bridge, on land of the Heirs of Richard H. Rose, turning an angle of $66^{\circ} 48'$ to the N from the Andover – Columbia line, to the course of $N. 22^{\circ} 45' W.$, we crossed the river diagonally on to land of Edwin L. Hutchinson, and came to a wire fence at 1010 feet, and set the FIRST BOUND at 1132 feet, crossed a wall at 1135.5 feet, a wall at 1586.8 feet, a wall at 1728.5 feet, a wall 1864 feet, and the wall on the south side of "Bunker Hill" Road at 1940.8 feet, middle of travel path at 1961 feet, and placed the SECOND BOUND at 1978 feet, on the north bank of the road, crossed the wall on the north side of the road at 1981.4 feet, another wall east of Edwin L. Hutchinson's ice house at 2151.7 feet, and placed the THIRD BOUND at 3298 feet, and found an old bound at this distance 25 feet west of the line, by the side of a wall then we crossed a wall on to land of Frank A. Spaulding at 3359 feet, and at 4373 feet crossed another wall on to land of Edwin L. Hutchinson, crossed a cart path at 4403.4 feet, and placed the FOURTH BOUND at 4618 feet, then crossed the wall on the south side of "Bear Swamp" Road at 4825.5 feet, and placed the FIFTH BOUND at 4856 feet, with the old bound 26 feet west of the line, then came to the middle of the travel path at 4880.5 feet, then crossed a fence on the north side of the road at 4897 feet, an old wall at 5045.5 feet, another old wall near a big chestnut tree at 5815.5 feet, then crossed a wall at 5963 feet on to land of William Lynch, and placed the SIXTH BOUND at 6176 feet, coming to the old bound at 6193 feet on a large rock 24 feet west of the line, then crossed a wall at 6789 feet, a cart path at 6804.5 feet, another wall diagonally at 7109 feet, a cart path at 7120 feet, and crossed a wall on to land of Edwin L. Hutchinson at 7323.7 feet, placed the SEVENTH BOUND at 7496 feet, and came to the old bound at 7526 feet, 9.6 feet west of the line, then a cart path at 8278 feet, crossing a wall on to land of Mrs. Emeline F.C. Peterson at 8382.4 feet, then crossed a wall diagonally at 8677 feet, and placed the EIGHTH BOUND at 8816 feet, then crossed a wall at 9137.5 feet, a wall at 9930 feet, and placed the NINTH BOUND at 10136 feet, and came to the old bound at 10151 feet 29 feet west of the line, then crossed a wall at 10205.3 feet, a wall at 10461.5 feet, another wall at 11096 feet, and placed the TENTH BOUND at 11456 feet, then crossed a brook at 11542 feet, an old wall at 11968 feet. another wall at 12323 feet, and came to the middle of "Skinner Hill" Road at 12846 feet, and placed a new bound at the same place of the old one, for the ELEVENTH BOUND at a distance from the starting point of 12880.2 feet, or 2 miles 140 rods and 15 links.

Here, we turned an angle of $64^{\circ} 58'$ to the west making the course $N. 87^{\circ} 43' W.$, we crossed the wall on the west side of the road on to land of Holden A. Brown at 21 feet, then crossed a wall at 472 feet, a rail fence at 718 feet, a cart path at 1011 feet, and set the TWELFTH BOUND at 1320 feet, then crossed a wall at 1553 feet, and through a pond, crossing the dam at 2057.5 feet, then crossed a rail fence on to land of the Heirs of F. N. Wright at 2318.5 feet, and placed the THIRTEENTH BOUND at 2640 feet, then crossed a fence on the north side of the road at 3289.5 feet, and placed the FOURTEENTH BOUND on the north bank of the road at 3318.5 feet, crossed the middle of the travel path at 3343.8 feet, the wall on the south side of the road at 3392 feet, a wall at 3543.2 feet, touching the northeast corner of Charles E. Gilbert's house at 3669 feet, the wall on the west side of the drive way at 3736.5 feet, re-crossing the wall on the South side of the road at 3852 feet, and placing the FIFTEENTH BOUND on the south side of the travel path at 3960 feet, then crossing the middle of the travel path at 4045 feet, the wall on the north side of the road on to land of J. H. Birkwell at 4141 feet, and passed an old bound at 4806.8 feet, then crossed a fence on the east side of the road leading from Andover to Tolland at 4976.4 feet, and set the SIXTEENTH BOUND at 4985 feet, then we crossed the

middle of the road at 5000 feet, 85 feet N. of middle of travel path of road to Skinner Hill, the wall on the west side of the road at 5016 feet, on to land of Grace W. Stanley, then passing 7.6 feet north of the north-west corner of the barn at 5053 feet, and at 5155 feet passed the north-west corner of the house at a distance of 20 feet north of said house corner, then crossed a wall at 5205 feet on to land of Charles T. Hollister, then at 5661.7 feet came 14 feet north of the north-east corner of the old paint shop, formerly a part of the "Walter Abbey" wagon shop, then crossed a wall at 5671 feet, then at 5676.3 feet came to the blacksmith shop at a point 2 feet south of the northeast corner, then at 5791.3 feet came to the house at a point 3.5 feet south of the present northeast corner, which part of the house in addition to the old part of the house formerly known as the "Eliphalet Abbey" house, then at 5916 feet we came to the barn at a point 6.2 feet south of the north side, then at 6305 feet we placed the SEVENTEENTH BOUND by a wire fence, then at 6956 feet we passed 9.4 feet south of an old bound, then at 7021.5 feet we crossed a wall onto land of Mrs. Sophia Johnson, and at 7482.6 feet placed the EIGHTEENTH BOUND 5 feet south of a stone and rail fence, making 1 mile 133 rods and 12 links we ran this course.

At this point we turned an angle of 14° 22' N. to a course N. 73° 21' W., crossed a stone and rail fence on to land of Charles W. Twiss, then over a rail fence on to land of Holden A. Brown, then a cart path at 133 feet, and set the NINETEENTH BOUND at 636.3 feet, and the TWENTIETH BOUND at 1956.3 feet, at a point 36.6 feet northerly from an immensely large rock partly on land of Holden A. Brown and partly on land of Abner Hendee, then crossed a wire fence diagonally on to land of Abner Hendee, and from that to land of Frank L. Brown, near the river then crossed the middle of the Skungamaug River at 3118.3 feet then at 3276.3 feet we placed the TWENTYFIRST BOUND by the wire fence on the easterly side of the highway, then came to the middle of the highway at 3285.8 feet, then over land of Heirs of Anna Skinner, the wall on the west side of another road at 4196 feet, the middle of this road at 4211.8 feet, and placed the TWENTYSECOND BOUND on the west bank of the road at 4234.8 feet, then crossed a wall on the west side of the road at 4238.8 feet and 2 feet South of a large White Oak tree, on to land lately owned by Wm. B. Kingsbury, then at 5291.8 feet we placed the TWENTYTHIRD BOUND, then came to the east bank of the Hop River at 5932.8 feet, crossed diagonally to the west bank of the river at 6038.8 feet, an old bound 6 feet north of the line at 6560 feet, crossed the fence on the east side of the Old Hartford and Norwich Turnpike at 6606.8 feet, placed the TWENTYFOURTH BOUND at 6611.8 feet, crossed the middle of the travel path at 6625.8 feet, the wall on the west side of the road at 6645.3 feet, a rail fence at 6888.8 feet, then up a side hill to the railroad fence at 7150.3 feet, crossing the middle of the track at 7202.8 feet, then the fence on the west side of the railroad at 7254.8 feet, continuing up the side hill to Bolton east line at 7846.8 feet, where we replaced the old bound with a new one which marks the northwest corner of Andover and the southwest corner of Coventry, at a distance from the last angle of 1 mile 155 rods and 14 links, making a total distance of Andover and Coventry lines of 5 miles 109 rods and 17 links.

E.M. Yeomans, Surveyor

Edgar D. White
Louis B. Whitcomb
E.M. Yeomans
Selectmen of the Town of Andover

John H. Reynolds
Arthur B. Porter
W. S. Vinton
Selectmen of the Town of Coventry

Andover, Connecticut September 25th, 1909.

TOWN LINES

Between

HEBRON AND ANDOVER

The Boundary Lines between the towns of Andover and Hebron never having been marked by plain and durable monuments as required by Sec. 1910 of the General Statutes, and many of the old bounds, which were piles of stone, having been removed and their location lost, the selectmen of the two towns, with Edward M. Yeomans as surveyor, have surveyed the whole line and placed new monuments to meet the requirements of the law as follows:

Beginning at the corner of the two towns of Andover and Hebron at the bound in Bolton south line, on land of Mrs. Eliza E. Daly, thence running S. 15° 4' E. to a bound 6 rods southwest from the southwest corner of an old house on land of Giles H. Olin, which line is now considered to be the same as was originally established in 1747 when Andover Society was formed. While the best records attainable, may show the course and distance to be different from what is at this time found to be, yet we have arrived at the conclusion that we are justified, in saying that the line is the SAME, and the reason for saying so, is that with only 220 rods for the south line of Bolton against Andover, instead of 320 rods as it now stands the site of Thomas Webster, which was spoken of in 1747 as being included in the Society of Andover, would not be in the Town of Andover, and therefore this corner bound was never changed from 220 rods, to 320 rods, except on record, to correct an error; and the bound near the old house of Giles H. Olin is recognized by all, as the original bound, 6 rods from the dwelling house of Ebenezer Horton, Shipman Horton, Jeffrey Olin and Giles H. Olin, all of whom have been, each in their day in possession of the same house, which is now in decaying condition.

Beginning at the aforesaid bound in Bolton south line, thence following the aforesaid course 951.4 feet we came to the corner of a rail fence at the corner of a wood-lot, then at 1289 feet we found an old bound 3.8 feet west of the line, then at 1320 feet we placed the FIRST NEW BOUND, on the line, (this old bound and the new one are both only a little west of the site of the old Thomas Webster house,) then a little further on we crossed an old rail and wire fence diagonally on to land of Fred D. Finley, continuing on his land we came to an old bound at 2124 feet, which is three feet east of the line, then at 2214.3 feet we crossed a wall on to land supposed by some to belong to the estate of Milo M. Loomis, and by some said to be land which the records do not show the ownership, then at 2508 feet we crossed an old wall on the west side of the highway, and at 2519 feet we placed a stake with stones about it, on the line, on the west bank of the highway, then at 2540 feet we crossed the middle of the travel path a little north of the house of the estate of Milo M. Loomis at an angle of 29° 20', then the road-workers bound at 2545.8 feet is 7.5 feet east of the line, and at 2561 feet we set the SECOND NEW BOUND, 18.4 feet west of the west bank of the brook, then crossing a wire fence to an arm of the brook at 2800 feet on land of Mathias Mach, then to the brook at 2865 feet, then at 3311.4 feet we placed the THIRD NEW BOUND, then at 3321.9 feet we passed an old bound .6 of a foot east of the line, and at 3331.4 feet we crossed a rail and wire fence, then at 3996.1 feet we crossed the wall on the north side of the "New Boston" road (so called), and placed the FOURTH NEW BOUND, on the south side of the road at 4027.9 feet, and 178 feet from the center of the travel path of the Bolton and Hebron road, then we crossed the wall on the south side of the road at 4031.4 feet on to land of Manley Lord, then crossing diagonally the wall on the east side of the Bolton and Hebron road at 4994.5 feet into the highway, we placed the FIFTH NEW BOUND at 5066.5 feet, and at 6386.5 feet we placed the SIXTH NEW BOUND, these last two bounds being on the east bank of the highway, the former a little north of the dwelling house of Manley Lord, the line crossing the crook of the road from this bound on to the west side of the road and again diagonally back to the other bound a little south of the dwelling house of S. T. Grant, then at 6435.3 feet, we crossed a wall 3.8 feet west of a gate-post on to land of Manley Lord, then at 6985.8 feet we crossed a wall, and at 7535.3 feet set the SEVENTH NEW BOUND, on the north side of a wall on land of Manley Lord, then at 7537.3 feet we crossed the wall on to land belonging to the estate of Wm. L. Ellis, then at 8104.5 we crossed the wall on to land of Julius J. Strickland, then at 8281.3 feet a wire fence on to land of John R. Gilbert, and at 8589.3 feet we placed the EIGHTH NEW

BOUND, and passed an old one at 8615.8 feet 6.1 feet east of line, then at 8784.8 feet we crossed a wall on to land of Julius J. Strickland, then at 9909.3 feet we placed the NINTH NEW BOUND with an old one 1.5 feet west of line at the same distance, then at 9976.8 feet we crossed a wall on to land of George M. Buck and wife, then at 10316.8 feet crossed a wall, and at 11142.8 feet crossed a wall on to land of Giles H. Olin, and an old wall at 11222.3 feet, and came to the so called "OLIN BOUND" which we replaced with the TENTH NEW BOUND, at a total distance from Bolton line of, 11229.3 feet, or 680 rods 14 links, or 2 miles 40 rods and 14 links.

At this point we turned an angle of $18^{\circ} 46'$ to the east making the course from here to the next angle S. $30^{\circ} 50'$ E. at 65 feet we came to an old wall on the west side of the lane which leads from the highway up to the old house, at 109.5 feet, we crossed the wall on the east side of the lane, then at 220.8 feet we came to a newly erected wire fence, then at 495 feet, we crossed another wall, and at 880 feet a cart path, then at 1314.8 feet, we came to an old bound 2.3 feet east of the line, at 1320 feet we placed the ELEVENTH NEW BOUND, then at 1337 feet we crossed a wall on to land of Julius J. Strickland, formerly known as the Martindale Farm, then at 1798.5 feet, we crossed an old wall then at 2640 feet we placed the TWELFTH NEW BOUND and found an old one 9.2 feet east of the line, then we crossed a wall at 2653.5 feet and came to a brook at 2879 feet, and a fence at 2949 feet over which we passed on to land of Noble E. Lord, then came to the ANGLE BOUND at 3460.4 feet, or 890 rods 7 links, or $2\frac{3}{4}$ miles 10 rods and 7 links from the Bolton Line. We rebuilt this bound with a marked stone in the center of a pile of stones on a ledge, thus making the THIRTEENTH NEW BOUND.

At this point, we turned an angle of $50^{\circ} 18'$ to the east making the course from this angle to the next, S. $81^{\circ} 8'$ E. The two lines from this point to Columbia Line were probably changed in 1848 or 1849, when the line was surveyed by Charles Warner: previous to which time there is no record of but one angle between the "Olin Angle" and Columbia Line. From this angle we run 495.4 feet and crossed a wall on to land of Charles D. Way, then at 924 feet we came to a brook, and at 1320 feet we placed the FOURTEENTH NEW BOUND with the old one 5.3 feet south of the line, then we crossed a wall at 1432.5 feet, on to land of Benjamin C. Amberman, formerly known as the Jonathan Sackett Place and the Solomon Norton Place, then we crossed a wall at 1691.8 feet, then a wall at 1902.3 feet, then a wall at the west side of the highway, where we set the FIFTEENTH NEW BOUND in place of one not now to be found, 1985 feet from the last angle or 1010 rods 15 links, or 3 miles 50 rods and 15 links from Bolton line.

Here we turned an angle of $6^{\circ} 52'$ to the east, running the rest of the line on the course of S. $88^{\circ} E.$, crossing the highway we came to a wall on the east side of the highway at 45.2 feet, then a wall at 368.2 feet, then an old wall at 514 feet, then a cart path at 541.4 feet, then an old bound was found at 773.5 feet, 6 feet south of the line, then we came to a cart path at 1188 feet, crossing an old wall at 1200.5 feet, then placed the SIXTEENTH NEW BOUND at 1320 feet, crossed a brook at 1424 feet, a cart path at 1546 feet, another cart path at 2017 feet and found an old bound at 2321.9 feet, 11 feet north of the line, then we crossed through a wire fence on to land of George M. Buck and wife, at 2351.4 feet, and placed the SEVENTEENTH NEW BOUND at 2640 feet, then we crossed a rail fence at 3183 feet, on to land of Lewis W. Phelps, then a cart path at 3465 feet, and found an old bound at 3818 feet 12 feet north of the line, then going 100 feet beyond the 80 rod point from the last new bound we placed the EIGHTEENTH NEW BOUND on the west side of the "Cone Road" at 4060 feet, then crossing the middle of the travel path at 4076 feet we came to an old bound on the east side of the road, 20 feet north of the line, then we crossed an old wall on the east side of the road at 4089.5 feet, on to land of Charles E. White, then we crossed a rail fence at 4982 feet on to land of the estate of David Brown and set the NINETEENTH NEW BOUND at 5280 feet then we crossed a fence diagonally on to land of Charles E. White and came to an old bound at 6336.8 feet, on the west side of a pond and 15 feet north of the line, then at the east end of the dam at 6600 feet we placed the TWENTIETH NEW BOUND, then we crossed a wall on the west side of the Andover and Hebron Road at 7473.5 feet, and found a pile of stones for a bound on the west bank of the road at 7522 feet, then the wall on the east side of the road at 7551 feet and an old marked stone set in the ground at 7711.3 feet, which we set up again for the TWENTYFIRST BOUND, then we crossed a wall at 7890.7 feet, then a wall at 8470.5 feet, then a wall at 8882.5 feet on to land of Eugene F. Hutchinson and wife, and at 8922.2 feet came to the west line of Columbia, and agreed with the Selectmen of the Town of Columbia that this TWENTYSECOND BOUND at this place shall mark the CORNER OF THREE TOWNS. Thus making a total of the ANDOVER AND HEBRON LINE to be 25596.9 feet, or 1551 rods 8 links, or $4\frac{3}{4}$ miles 31 rods and 8 links.

Surveyed, April 1909

E. M. Yeomans, Surveyor

Edgar D. White Louis B. Whitcomb E. M. Yeomans - Selectmen of the Town of Andover

Edwin F. Smith Frank R. Post Lewis W. Phelps Selectmen of the Town of Hebron