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TOWN OF CROMWELL  
LEGAL NOTICE  
PUBLIC HEARING


*Gloria Prendergast, Asst*  
TOWN CLERK

The Town Council of the Town of Cromwell, Connecticut will hold a Public Hearing on Thursday, March 23, 2017 at 6:40 p.m. in Room 222 of the Cromwell Town Hall, 41 West Street, Cromwell, CT regarding:

1. Amending Chapter 40, Recreation and Youth Services Commission.
2. The sale of town owned property at 35 Nooks Hill Road.

Citizens may attend and offer comments.

Copy of the Recreation and Youth Service amendment, in its entirety, is available for public inspection at the office of the Town Clerk, 41 West Street, Cromwell, Connecticut and will be posted on-line at [www.cromwellct.com](http://www.cromwellct.com).

  
Enzo Faienza, Mayor  
For the Town Council

## **CHAPTER 40. ~~PARK AND RECREATION~~ AND YOUTH SERVICES COMMISSION**

**[HISTORY: Adopted by the Board of Selectmen of the Town of Cromwell 2-11977. Amendments noted where applicable.]**

### **GENERAL REFERENCES**

Animals — See Ch. 82.  
Civil emergencies — See Ch. 110.  
Littering — See Ch. 158.  
Loitering — See Ch. 160.  
Memorial greens — See Ch. 163.

### **§ 40-1. ~~Jurisdiction~~ Powers and control ~~Duties~~ of Commission.**

A. The ~~Park and Recreation~~ and Youth Services Commission of the Town of Cromwell, as established by Section ~~§804~~ 417(a) of the Charter of the Town of Cromwell, shall have ~~jurisdiction and control over the following~~ advisory powers and duties with respect to the Town of Cromwell parks and recreation areas in accordance with the provisions of this chapter:~~facilities:~~

- 1) To make recommendations regarding recreational and youth services programs.
- 2) To draft and recommend adoption of rules, regulations and policies governing recreational areas and programs.
- 3) To make recommendations for the improvement of existing and/or acquisition of additional recreational areas.

~~(1) Grove Road Park, as described at Volume 71, Page 144, of the Cromwell Land Records.~~

~~(2) Evergreen Road Park, as described at Volume 80, Page 315, of the Cromwell Land Records.~~

~~(3) Community Field, as described at Volume 30, Page 325, of the Cromwell Land Records.~~

~~B. Additional park and recreation areas belonging to the Town of Cromwell may be subjected to the jurisdiction and control of the Park and Recreation Commission by resolution of the Board of Selectmen.~~

### **§ 40-2. Promulgation of Rules, Regulations and Policies.**

A. The Park and Recreation and Youth Services Commission shall have the responsibility for ~~adopting and enforcing~~ drafting and recommending to the Town Council the adoption and/or amendment of rules, regulations and recreational policies respecting the use of the park and recreation areas designated under § 40-1 hereof and the use of leased Town-owned and/or leased Town park and recreation areas. Said policies, rules and regulations shall include but not be limited to the following areas:

- (1) Hours when park and recreational areas are open.
- (2) ~~Injury~~ Prohibition on injury to buildings, improvements, shrubs or wildlife.
- (3) Hunting and fishing.
- (4) Use of alcoholic beverages.
- (5) Dogs and other pets.
- (6) Horseback riding, bicycle riding or use of any motorized vehicle.
- (7) Notices and signs.
- (8) Holding meetings.
- (9) Commercial use of areas.
- (10) Disposal of refuse and dumping and littering.
- (11) Gambling.
- (12) Disorderly conduct and security.
- (13) Fires.
- (14) Games.
- (15) Traffic and parking.
- (16) Usage of areas and scheduling.
- (17) Maintenance.
- (18) Planting and removal of grass, trees, flowers, shrubs and other plants.
- (19) ~~Duties and responsibilities of the Director of Recreation.~~
- (19) Supervision.
- (20) Penalties for violations.

~~B. Rules, regulations and recreation policies adopted by the Park and Recreation Commission shall provide for supervision and for appropriate penalties for violations thereof.~~

~~C. B. Rules, regulations and recreation policies for parks and recreation areas shall be adopted by the Park and Recreation Commission recommended to the Town Council for adoption in accordance with § 40-3 of this chapter.~~

**§ 40-3. Adoption procedureRegulatory Recommendation Procedure.**

~~A. The Recreation and Youth Services Commission shall, prior to making a formal recommendation of any new or modified rules, regulations or policies to the Town Council, allow for public comment in accordance with this section.~~

~~A. B. The Park and Recreation Prior to a recommendation to the Town Council of any new or modified rule, regulation or policy, the Recreation and Youth Services Commission shall give public notice prior to of the adoption of any recommended rules, regulations and recreational policies pertaining to parks and recreation areas, or amendment thereof. A notice of its intent to adopt recommend the adoption or amendment of the rules, regulations and recreational policies shall be published in a newspaper having general circulation in the Town of Cromwell at least seven days prior to its adoption of the rules, regulations and recreational policies, and a similar notice shall be posted in the office of the Town Clerk. Copies of the proposed rules, regulations and recreational policies shall be available for inspection in the office of the Town Clerk at least seven days prior to the meeting of the Commission at which the proposed rules and regulations are to be acted upon.~~

~~B. C. After said appropriate public notice, the Park and Recreation and Youth Services Commission may adopt vote to approve the recommendation to the Town Council of the proposed rules, regulations and recreational policies; provided, however, that they shall take into consideration any comments presented by the public with respect thereto.~~

~~C. D. Said The approved rules, regulations and recreational policies, upon adoption by the Park and Recreation Commission, shall then be referred to the Board of Selectmen for approval and confirmation Town Council for adoption in accordance with the appropriate procedures required for formal adoption and shall become effective only after such approval adoption and confirmation have by the Town Council has been granted.~~

~~D. E. Upon approval and confirmation adoption by the Board of Selectmen Town Council, copies of the rules, regulations and recreational policies shall be distributed as follows:~~

- ~~(1) Posted in the Town Clerk's office with copies available for the public.~~
- ~~(2) Posted on bulletin boards at park and recreation areas.~~

- (3) Forwarded to the principal of each school for dissemination to the students.

~~E. F.~~ The Park and Recreation and Youth Services Commission may adopt ~~recommend~~ the adoption of emergency rules and regulations by action at a regular or special meeting without compliance with the notice provisions of Subsection A-B hereof. In such event, the ~~adopted emergency~~ rules and regulations shall become effective only after approval and confirmation by the ~~First Selectman Town Manager~~ of the Town of Cromwell and shall be effective only for a period of 31 days, unless adopted in accordance with this ~~section~~ chapter. Public notice of any emergency rule(s) shall be made in accordance with Section E above.

~~G.~~ Nothing in this Section shall abrogate the authority of the Town Council to adopt additional rules, regulations and policies that affect park and recreational areas or recreational programs.

#### **§ 40-4. Responsibilities of the Director of Recreation.**

- A. The rules, regulations and recreational policies adopted pursuant to this chapter shall be administered and implemented by the Director of Recreation, appointed pursuant to Section ~~C907-4.10~~ of the Charter.
- B. The Director of Recreation shall be responsible to the ~~First Selectman Town Manager~~ for developing and administering the recreation ~~program~~ programs for the Town of Cromwell and ~~shall submit proposed programs to the Park and Recreation Commission for approval in accordance with the all duly-adopted~~ rules, regulations and recreational policies adopted under this chapter.

#### **§ 40-5. ~~Planning and acquisition of new parcels~~ Acquisition of New Parcels.**

- A. The Park and Recreation Commission shall have the ~~responsibility for power to~~ advise the Town regarding the recommended planning and development of park and recreation areas subject to its control and jurisdiction; however, Notwithstanding, the submission of any application for funding or the entry into contracts in an amount exceeding the funds in the Park and Recreation Commission budget shall be to acquire new recreation areas, is subject to the approval of the ~~Board of Selectmen and/or the Town Meeting and the Department of Public Works under Sections C908 and C603 of the Charter~~ Town Council and all other laws governing the acquisition and improvement of public property.
- B. The Park and Recreation Commission shall be charged with the responsibility for investigating new parcels of property to be acquired by the Town of Cromwell for park and recreation areas. Recommendations for such acquisitions shall be made to the ~~Board of Selectmen~~ Town Council.
- C. The Park and Recreation Commission shall be charged with the responsibility for investigating new parcels of property to be leased by the Town of Cromwell for

park and recreation areas. Recommendations for such leased properties shall be made to the ~~Board of Selectmen~~ Town Council.