

**Minutes**  
**Ordinance Committee**  
**Wednesday, February 24, 2016 – 12:30 pm**  
**Flaherty Room – Seymour Town Hall**

**COPY RECEIVED**  
DATE: 3/1/16  
TIME: 2:50pm  
**TOWN CLERK'S OFFICE**

- 1) Call meeting to order
  - a. Meeting was called to order at 12:30 pm
- 2) Pledge of Allegiance
  - a. All rose for the Pledge of Allegiance
- 3) Public comment
  - a. SPD Community Officer Jack Harkins spoke regarding the noise ordinance and of his personal situation. He informed us he was able to work some things out with his neighbor and the situation should be taken care of.
  - b. Sean Walsh spoke regarding the blight ordinance offering his thoughts on some of the proposed changes from the town hearing. He also offered his assistance regarding historical perspective for pervious changes to the ordinance.
- 4) Discussion regarding blight ordinance
  - a. Discussion took place and the committee is recommending sending only one change back to the Board of Selectman after review from Council regarding the definition of Ordinary Public View.
- 5) Discussion regarding noise ordinance
  - a. Discussion took place regarding changes to the ordinance as well as enforcement and what can and can't be done. With enforcement, discussion centered around how it can be done and what equipment and training we have and would need. It was decided by the committee that no changes should be made at this time.
- 6) Discussion regarding storm water runoff ordinance
  - a. Ordinance was sent to Inland Wetlands for review and comment. No further actions at this time until comments come back.
- 7) Discussion regarding driveway inspector ordinance
  - a. It was determined that the ordinance will remain as is and the town will handle the management of the existing ordinance differently. No further action is required.
- 8) Discussion regarding adult business ordinance
  - a. Lively discussion regarding the ordinance took place. All members are in agreement that updates needed to be made but was not sure of the best way to approach. The committee reviewed other town's ordinances and thought Milford had the best one as it had recently been upheld in a court case. The Committee asked Council to edit and update Milford's ordinance to fit the town of Seymour. Committee will present that updated version to the Board of Selectmen for discussion.
- 9) Discussion regarding fire hydrant snow removal
  - a. Committee is taking no action at this time.

**10) Discussion and take possible action on other ordinances forwarded by the Board of Selectmen**

- a. Received information on an ordinance regarding delaying demolition on historical properties. The committee will forward to full Board of Selectmen for review prior to any discussion or action.

**11) Adjournment**

- a. Meeting adjourned at 1:19 pm.

**Submitted by W. Kurt Miller, First Selectman**

**Disability Rights Action Group of Connecticut**

**DRAGconnecticut@yahoo.com**

**33 DeForest Street A24, Seymour CT 06483-2894 203/463-8323**

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February 20, 2016

**To:** ► Town of Seymour, **First Selectman Kurt Miller;**  
► Town of Seymour, **Board of Selectmen;**  
► Town of Seymour, **Ordinance Committee**

Cc: Deirdre Caruso, ADA Coordinator, Kimberly Dulka, Prop., All-American Valley General Store

**From:** Joseph A. Luciano **Disability Rights Action Group of Connecticut** **DRAGconnecticut@yahoo.com**  
33 DeForest street, Seymour CT 06483 203/463-8323

**SUBJECT: FEB 24<sup>th</sup> Ordinance Committee Meeting (12:30 PM, Flaherty Room).**

Please accept and enter the following text as my PUBLIC COMMENT into the Minutes of the FEB 24<sup>th</sup> Ordinance Committee Meeting (12:30 PM, Flaherty Room).

(I may be able to give my comment in person provided there are no mobility barriers along my route to town hall. Ordinarily I am unable to travel to nighttime Town Hall meetings because of mobility barriers, absence of crosswalks, inaccessible sidewalks, etc.)

**My PUBLIC COMMENT (222 words):**

- “Snow that's not cleared from sidewalks is a VIOLATION of town Ordinance 14-6 (and a violation of FEDERAL LAW because it's a BARRIER to MOBILITY), denying Seymour's disabled citizens access to groceries, pharmacy, banking, and much more.
- “In just 3 consecutive days this past January, the town lost opportunity (which I detailed by email February 18, 2016 to town hall) to collect \$3,000 by not issuing fines. Then it SPENT money by sending public works to clear downtown sidewalks!
- “As Ordinance 1-9 mandates, Seymour PD must be directed to issue fines for each day of violation. Section 1-9 does not grant “discretion” not to issue fines. Instead, it clearly states  
' . . . this Code shall be punishable by a fine of not more than \$100.00. Each day any such violation shall continue shall constitute a separate offense and shall be punishable as such.'
- Enforcement should be strict because the Town of Seymour is now engaged in providing additional housing at 38 Columbus Street for 26 handicapped seniors—bringing the total to 38 seniors with disabilities into our downtown district. Town officials entrusted to serve and protect must strictly enforce 14-6 and 1-9 to enable town development toward status as a Livable Community ..... and to

enable unobstructed mobility to downtown destinations providing ordinary needs of living for  
handicapped persons of all ages.”

**Thank you.**

*Joe Luciano*

Joseph A. Luciano, 33 DeForest Street A24, Seymour CT 06483-2894

Home 203/463-8323

*Independent Advocate for Elderly, Persons with Disabilities, Universal Design,*

*& Livable Communities through Full ADA compliance ..... & Enforcement*

FOUNDER: **Disability Rights Action Group of Connecticut** DRAGconnecticut@yahoo.com

<http://www.nhregister.com/opinion/20140928/editorial-still-a-tough-road-for-americans-with-disabilities>

<http://www.rep-am.com/news/local/931134.txt>