

SEC. 151 FIRE ALARMS

Be it ordained by the Board of Selectmen of the Town of Winchester, Connecticut:

1. It shall be the obligation of each and every owner of property which contains a private fire alarm system to maintain said system in good working order.
2. In the event the Town of Winchester Fire Department receives three alarms from any property within six months, which alarms are not the result of an actual fire nor of a manual activation of the alarm, it shall be deemed that said alarm system is not in good working order.
3. After the first three alarms set forth in paragraph 2, the owner shall be liable for a fine of \$100.00 per alarm for each subsequent alarm which is not the result of an actual fire nor of a manual activation of the alarm.
4. The enforcing agency for sections 1, 2, and 3 shall be the office of the Town of Winchester Fire Marshal.
5. The Ordinance shall not apply to the fire alarms on property owned or leased by the Town of Winchester or the school facilities and school buildings within the Town of Winchester.

OPERATIVE EFFECTIVE JANUARY 22, 1989; AMENDED AT SELECTMEN'S MEETING OF OCTOBER 15, 1990 WHICH AMENDMENTS SHALL BECOME EFFECTIVE 15 DAYS AFTER PUBLICATION. PUBLISHED IN REGISTER CITIZEN NOV. 2, 1990; EFFECTIVE NOVEMBER 17, 1990.

SEC. 152 CITATION HEARING PROCEDURE

Be it hereby enacted and ordained by the Board of Selectmen of the Town of Winchester that the following Ordinance is hereby adopted:

1. This ordinance is established under Connecticut General Statutes, P.A. 88-221.
2. The Town Manager shall appoint up to 5 (five) persons, as necessary, who shall serve as citation hearings officers. Such persons shall not be police officers, or employees or persons who issue citations on behalf of the Town or any other municipality. Each citation hearing officer is authorized to conduct the hearings set forth in this ordinance.
3. At any time within twelve months from the expiration of the final period for the uncontested payment of fines, penalties, costs or fees for any citation issued under any ordinance adopted pursuant to Section 7-148 of the General Statutes, as amended by Section 1 of P.A. 88-221 for an alleged violation thereof, the Town designated municipal officer or employee shall send notice to the property owner or person to be alleged in violation. Such notice shall inform the owner and any other person cited:
 - (1) Of the allegations against him and the amount of the fines, penalties, costs or fees due;
 - (2) That he may contest his liability before a citation hearing officer by delivering in-person or by mail written notice within ten days of the date thereof;
 - (3) That if he does not demand such a hearing, an assessment and judgment shall be entered against him; and
 - (4) That such judgment may issue without further notice.
4. If the person who is sent notice pursuant to Section 3 of this ordinance wishes to admit liability for any alleged violation, he may, without requesting a hearing, pay the full amount of the fines, penalties, costs or fees admitted to in person or by mail to an official designated by the Town. Such payment shall be inadmissible in any proceeding, civil or criminal, to establish the conduct of such person or other person making the payment. Any person who does not deliver or mail written demand for a hearing within ten days of the date of the first notice provided for in Section 3 of this ordinance shall be deemed to have admitted liability, and the designated municipal officer shall certify such person's failure to respond to the hearing officer. The hearing officer shall thereupon enter and assess the fines, penalties, costs or fees provided for by the applicable ordinances and shall follow the procedures set forth in Section 6 of this ordinance.
5. Any person who requests a hearing shall be given written notice of the date, time and place for the hearing. Such hearing shall be held not less than fifteen days nor more than thirty days from the date of the mailing of notice, provided the hearing officer shall grant upon good cause shown any reasonable request by any interested party for postponement or continuance. An original or certified copy of the initial notice of violation issued by the issuing official or policeman shall be filed and retained by the Town, and shall be deemed to be a business record within the scope of Section 52-180 of the General Statutes and evidence of the facts contained therein. The presence of the issuing official or policeman shall be required at the hearing if such person so requests.

A person wishing to contest his liability shall appear at the hearing and may present evidence in his behalf. A designated municipal official, other than the hearing officer, may present evidence on behalf of the municipality. If the person wishing to contest fails to appear, the hearing officer may enter an assessment by default against him upon a finding of proper notice and liability under the applicable statutes or ordinances. The hearing officer may accept from such person copies of police reports, investigatory and citation reports, and other official documents by mail and may determine thereby that the appearance of such person is unnecessary. The hearing officer shall conduct the hearing in the order and form and with such methods of proof as he deems fair and appropriate. The rules regarding the admissibility of evidence shall not be strictly applied, but all testimony shall be given under oath or affirmation. The hearing officer shall announce his decision at the end of the hearing. If he determines that the person is not liable, he shall dismiss the matter and enter his determination in writing accordingly. If he determines that the person is liable for the violation, he shall forthwith enter and assess the fines, penalties, costs or fees against such person as provided by the applicable ordinances of the municipality.

6. If such assessment is not paid on the date of its entry, the hearing officer shall send by first class mail a notice of the assessment to the person found liable and shall file, not less than thirty days nor more than twelve months after such a mailing, a certified copy of the notice of assessment with the clerk of the Superior Court for the geographical area in which the municipality is located together with an entry fee of eight dollars. The certified copy of the notice of assessment shall constitute a record of assessment. Within such twelve-month period, assessments against the same person may be accrued and filed as one record of assessment. The clerk shall enter judgment, in the amount of such record of assessment and court costs of eight dollars, against such person in favor of the Town. Notwithstanding any other provision of the General Statutes, the hearing officer's assessment, when so entered as a judgment, shall have the effect of a civil money judgement and a levy of execution on such judgment may issue without further notice to such person.
 7. A person against whom an assessment has been entered pursuant to this section is entitled to judicial review by way of appeal. An appeal shall be instituted within thirty days of the mailing of notice of such assessment by filing a petition to reopen assessment, together with an entry fee in an amount equal to the entry fee for a small claims case pursuant to Section 52-259 of the General Statutes, in the Superior Court for the geographical area in which the municipality is located, which shall entitle such person to a hearing in accordance with the rules of the judges of the Superior Court.
- EFFECTIVE/OPERATIVE MARCH 1, 1989.

**SEC. 153 PUBLICATION OF PROPOSED CHANGES TO THE
REGULATIONS OF TOWN BOARDS AND COMMISSIONS**

Be it hereby enacted and ordained by the Board of Selectmen of the Town of Winchester:

1. The Board of Selectmen are concerned that the general public have an additional opportunity to become aware of proposed changes to the regulations of Town Boards and Commissions.
2. In furthering this goal, all Town Boards and Commissions, including but not limited to the Planning and Zoning Commission, the Zoning Board of Appeals, the Inland Wetlands and Watercourses Commission, and the Economic Development Commission shall transmit the full text of proposed changes to the Town Manager 12 days prior to a public hearing thereon, or, if no public hearing is held, 12 days prior to the adoption thereof. The Town Manager will arrange for publication of the full text or other publication as the Town Manager may deem appropriate in a manner likely to reach the general public.
3. Nothing in this ordinance shall be deemed to affect in any way the validity of any regulation now or in the future that is passed in accordance with the notice requirements of the Connecticut General Statutes specifically set forth for a Board or Commission. EFFECTIVE/OPERATIVE DECEMBER 2, 1989.

SEC. 154 ALARM SYSTEMS

Be it ordained by the Board of Selectmen of the Town of Winchester, Connecticut that the following ordinance is adopted:

Section 1. Definitions:

- a) "Telephonic Alarm System" shall mean any mechanism, equipment or device which is designed to be operated automatically through the use of public telephone facilities to transmit a signal, message or warning to another location.
- b) "Burglar Alarm" any mechanism, equipment or device designed to transmit an audible alarm to the exterior of a dwelling or other building.
- c) "Private Alarm System" any mechanism, equipment or device designed to transmit to others, including, but not limited to, private alarm services, notice of intrusion or other emergency.
- d) "Fire Alarm System" any mechanism, equipment or device designed to transmit a signal of a fire to fire-fighting authorities.

Section 2. Permit Required:

No person shall operate or maintain a telephonic alarm system, burglar alarm, or a private alarm system which automatically or through a third party transmits a signal, message or warning to the Town of Winchester Police Department or Fire Department telephone line or other emergency line without first obtaining a permit as required by this section.

Section 3. Application for Permit:

Applications for permits to install, maintain or operate a telephonic alarm system, burglar alarm or private alarm system which is intended to automatically or through a third party transmit a signal, message or warning to the Town Police Department or Fire Department telephone line or other emergency line shall be filed with the Chief of Police on forms supplied by the Town of Winchester, together with an application fee of ten dollars. Said application shall set forth the name, address and telephone number of both the installer of the system and the person on whose premises the system will be installed, as well as a description of the system and the location where it is proposed to be installed.

Section 4. Approval of Application:

The Chief of Police may approve such application if he finds among other things that:

- a) The use of said alarm system to transmit a signal, message or warning to a designated Town Police Department or Fire Department telephone line or other emergency line will not interfere with the orderly conduct of Town business.
- b) The person and/or company installing the system maintains an adequate service organization to repair, maintain and otherwise service telephonic alarm systems, burglar systems, or private alarm systems sold or leased by him and/or it.

The said Chief of Police shall have the authority and is hereby empowered to impose reasonable conditions on the exercise of said permit.

Section 5. Right of Inspection:

The said Chief of Police or designee shall have the right to inspect any telephonic alarm system, burglar alarm system, or private alarm system on the premises where it is intended to function prior to issuance of any permit for its operation and he may cause an inspection of such system to be made at any time after issuance of a permit to determine whether it is being used in conformity with the terms of the permit and the provisions of this ordinance.

Section 6. Restricted Numbers:

It shall be unlawful for any person, firm or corporation to install, operate or maintain a telephonic alarm system or private alarm system which automatically transmits a signal, message or warning to any Town Police Department or Fire Department telephone line, or other emergency line except to such telephone number or numbers as designed by the permit issued under provisions of this ordinance.

Telephone dialers will be prohibited in any new systems. Pre-existing dialers must not send more than two signals to the receiving center for notice of alarm.

Section 7. Noise Control:

Alarms installed after said date must contain an automatic timing device to shut down after thirty minutes. Existing systems must provide a key holder or an outside shut off.

Section 8. Revocation:

The said Chief of Police may revoke any permit issued pursuant to the provisions of this ordinance. Notice to the permit holder of intent to revoke said permit shall be by registered or certified mail. The permit holder shall be entitled to a hearing before the said Chief of Police within fifteen (15) days of the date of issuance of the Notice of Intent to Revoke. If, after said hearing, the said Chief of Police determines that the telephonic alarm system or private alarm system installed pursuant to said permit has been installed, maintained, or operated in violation of the provisions of this article, or any of any term or condition of said permit, or for failure to pay the annual service fee specified in Section (9), he may order said revocation.

Section 9. Annual Permit:

Each permit holder shall pay to the Town of Winchester on or before June 30 of each year, a use fee in the amount of ten dollars.

Section 10. Fee Charged For False Alarms:

Any person, firm, or corporation having a burglar alarm, telephonic system, private alarm system or any other type of intrusion alarm shall be charged a fee of ten dollars (\$10) after the third false alarm responded to by the Police Department within a calendar year and twenty-five dollars (\$25) for each false alarm so responded to thereafter within a calendar year. If the possessor of the alarms shows to the satisfaction of the Chief of Police that the false alarm was not the result of negligence or improper maintenance, such fee may be waived.

Section 11. Penalty:

Any person, firm or corporation violating any provision of this ordinance shall be fined twenty-five dollars (\$25) for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Section 12. Exclusion of Fire Alarms at Town Building:

This Ordinance shall not apply to fire alarms or buildings owned or leased by the Town of Winchester or to school facilities located within the Town of Winchester.

ADOPTED BY BOARD OF SELECTMEN ON OCTOBER 1, 1990; THIS ORDINANCE SHALL BECOME EFFECTIVE 15 DAYS AFTER PUBLICATION. PUBLISHED IN REGISTER/CITIZEN OCTOBER 5, 1990; OPERATIVE/EFFECTIVE OCTOBER 20, 1990.

**SEC. 155 ORDINANCE EXEMPTING SPECIALLY ADAPTED MOTOR
VEHICLE FROM PERSONAL PROPERTY TAXATION**

Be it ordained by the Board of Selectmen of the Town of Winchester, Connecticut that the following ordinance is adopted:

Be it ordained by the Board of Selectmen of the Town of Winchester, Connecticut that pursuant to Section 12-81 (c) of the Connecticut General Statutes that privately owned motor vehicles which are used for the purpose of transporting medically incapacitated individuals shall be exempt from personal property taxation in the Town of Winchester. This exemption shall not apply to any vehicle used to transport any such individual for payment. Any owner of such a vehicle desiring to claim the exemption provided by this ordinance shall complete and file an application with the Assessor's Office annually between September 1st and October 31st. The Assessor's Office shall inspect said vehicle and determine whether such vehicle is eligible for said tax exemption. In making his/her determination, the Assessor shall consider the extent to which said motor vehicle has been modified to accommodate medically incapacitated individuals, including, but not limited to, whether said vehicle is equipped with specially designed hand, foot, or hand and foot controls, wheelchair lifts or hoists. Taking into consideration the permanent status of the client's disability, the Tax Assessor at his/her discretion, may exempt said application from requirement to file annually for renewal. However, if annual application renewal is not waived by the Assessor, failure to file an application for said exemption annually shall result in the loss of the tax exemption for said year.

**THIS ORDINANCE SHALL BECOME EFFECTIVE 15 DAYS AFTER
PUBLICATION. PUBLISHED IN REGISTER/CITIZEN OCTOBER 6, 1990;
OPERATIVE/EFFECTIVE OCTOBER 21, 1990.**

SEC. 156 ORDINANCE TO ALLOW TOTAL EXEMPTION FOR RESIDENCE WITH RESPECT TO WHICH VETERAN HAS RECEIVED ASSISTANCE FOR SPECIAL ADAPTED HOUSING UNDER TITLE 38 OF UNITED STATES CODE AND ALSO UNDER THE STATE OF CONNECTICUT, "LAWS AFFECTING VETERANS AND THEIR DEPENDENTS", SECTION 12-81 (21-c)

Be it ordained by the Board of Selectmen of the Town of Winchester, Connecticut that pursuant to Title 38 of the United States Code that the dwelling house and the lot whereupon the same is erected, belonging to or held in trust for any citizen and resident of this state, occupied as his domicile shall be fully exempt for local property taxation if he/she is a veteran who served in the Army, Navy, Marine Corps, Coast Guard, or Air Force of the United States and has received financial assistance for specially adapted housing under the provision of Section 801 of Title 38 of the United States Code and has applied such assistance toward the acquisition of such dwelling house. The same exemption may also be allowed on such housing units owned by the unremarried surviving spouse of such veteran, or by such veteran and spouse while occupying such premises as a residence.

THIS ORDINANCE SHALL BECOME EFFECTIVE 15 DAYS AFTER PUBLICATION. PUBLISHED IN REGISTER/ CITIZEN OCTOBER 6, 1990; OPERATIVE/EFFECTIVE OCTOBER 21, 1990.

SEC. 157 POLYSTYRENE FOOD CONTAINERS AND PACKAGING

Be it ordained by the Board of Selectmen of the Town of Winchester, Connecticut that the following ordinance is adopted:

Section 1. Definitions:

As used in this ordinance the following terms have the following meanings:

- a. "Comprehensive effort to recycle" means that the food vendor, food packager, non-profit food provider, restaurant or retail food vendor shall source separate and remove the food packaging from the solid waste and shall cause the recycling of the packaging, in an organized manner, into another usable product thus preventing the package from being disposed of in a landfill, by burning or littering. At the minimum the food vendor, food packager, non-profit food provider, restaurant or retail food vendor must monthly demonstrate that at least 50 percent (50%) from December 1, 1990 to November 30, 1991, 60 percent (60%) from December 1, 1991 to November 30, 1992, and 75 percent (75%) from December 1, 1992 and thereafter of said total packaging utilized is being recycled, including demonstration of an ongoing collection and delivery of such packaging materials to an established recycling facility. This includes in the total that packaging being used within the premises as well as that taken from the premises.
- b. "Consumer" means any person purchasing or being provided with food or beverages from a restaurant or retail food vendor or non-profit food provider.
- c. "Food Vendor" means any restaurant or retail food vendor.
- d. "Food Packager" means any person, located within the Town of Winchester, who places meat, eggs, bakery products, produce or other food in packaging materials for the purpose of retail sale of those products within the Town of Winchester.
- e. "Non-profit Food Provider" means a recognized tax-exempt organization which provides food as part of its services.
- f. "Restaurant" means any establishment located within the Town of Winchester selling prepared food to be consumed, including sidewalk food vendors.
- g. "Retail food vendor" means any store, shop, sales outlet, grocery store, delicatessen or other establishment located within the Town of Winchester which sells food.

Section 2. Prohibition

- a. No restaurant, retail food vendor or non-profit food provider shall serve food, and no retail food vendor or food packager shall package food for sale to consumers in polystyrene packaging unless such restaurant, retail food vendor, non-profit food provider or food packager shall demonstrate to an official designated by the municipality that they are engaged in a comprehensive effort to recycle the polystyrene packaging materials which it generates.
- b. No restaurant, retail food vendor, non-profit food provider shall serve food, and no retail food vendor or food packager shall package food for display, storage, transportation within the Town of Winchester, or sale to consumers in polyvinyl chloride packaging.

- c. No restaurant, retail food vendor, non-profit provider or food packager shall serve, sell, provide, or give eating utensils or food containers to any consumer which contains polyvinyl chloride.
- d. This section shall not apply to the use of polystyrene packaging for the display, storage or transportation of raw meat, poultry or fish.
- e. This section shall not apply to any flexible transparent covering for uncooked or raw meat, poultry, raw fish, hard cheese, cold cuts, fruit and vegetable produce, baked goods, or bread.

Section 3. Penalties

Failure to comply with Section 2 of this law shall be punishable by a fine of not more than \$100.00 for each day such violation continues to exist and such violator shall be prohibited from using polystyrene packaging in a manner consistent with other provisions of this ordinance.

Section 4. Task Force

On or before December 15, 1990 the Board of Selectmen shall appoint a five-member task force.

- a. The task force will be responsible for public education and promotion of the objectives of this ordinance, including alternative products research.
- b. The task force shall consult with the official designated pursuant to Section 2(a) herein regarding the demonstration by restaurants, retail food vendors, non-profit food providers or food packagers of their comprehensive recycling effort of polystyrene used in the Town of Winchester. Said consultation shall include a report to the Board of Selectmen of the effectiveness of polystyrene recycling efforts in meeting the objectives of this ordinance as stated in the preamble.
- c. The task force will prepare two annual reports, which includes the report referred to in Section (b), with recommendations to the Selectmen, with the first report due within one year from the effective date of this ordinance as stated in the preamble.

Section 5. Severability

If any part or provision of this law or the application thereof to any person, entity or circumstances be adjudged invalid by any court of competent jurisdiction, such judgement shall be confined in its operation to the part of or provision of the ordinance or application directly involved in the controversy in which such judgement shall have been rendered and shall not affect or impair the validity of the remainder of this law or the application thereof to other persons, entities, or circumstances.

Section 6. Effective Date

THIS ORDINANCE SHALL TAKE EFFECT ON DECEMBER 1, 1990. ADOPTED BY THE BOARD OF SELECTMEN OCTOBER 15, 1990; PUBLISHED IN REGISTER/CITIZEN OCTOBER 26, 1990.

SEC. 158 LOCAL VETERANS ADVISORY COMMITTEE

Be it ordained by the Board of Selectmen of the Town of Winchester, Connecticut that the following ordinance is adopted:

1. There is hereby established a Local Veterans Advisory Committee pursuant to Connecticut General Statutes Section 27-135.
2. The Committee shall consist of five (5) members who shall be appointed by the Board of Selectmen for two (2) year terms.
3. Powers and duties are as follows:
 - Act as the coordinating agency in all matters concerning veterans and their dependents, coordinating the activities of public and private facilities concerned with veterans' reemployment, education, rehabilitation and adjustment to peace time living;
 - Cooperate with all national, state and local governmental and private agencies in securing services and benefits to which a veteran or his dependents may be entitled;
 - Use the services and facilities of the veterans organizations so far as possible to carry out the purposes of this section; and
 - Encourage and coordinate vocational training services for veterans.

ADOPTED BY BOARD OF SELECTMEN NOVEMBER 19, 1990; PUBLISHED IN REGISTER/CITIZEN NOVEMBER 29, 1990; OPERATIVE/EFFECTIVE DECEMBER 14, 1990 (15 DAYS AFTER PUBLICATION).

SEC. 159 SWIMMING POOLS - INACCESSIBLE TO SMALL CHILDREN

Be it ordained by the Board of Selectmen of the Town of Winchester, Connecticut that the following ordinance is adopted:

1. Any outdoor in-ground or above-ground swimming pool capable of holding two (2) feet of water in depth at any point shall be completely enclosed by means of a secure fence or wall not less than four (4) feet above the ground at any point. All openings in the fence or wall shall be secured by a gate or door equipped with a self-closing, self-latching mechanism placed at least four (4) feet (1219mm) above the ground and made inaccessible from the outside to small children, except that this requirement shall not apply to any door leading from the dwelling to which the fence or wall is attached. A natural barrier, hedges, or pool cover is not permitted as an enclosure.
2. Enclosure fences shall be constructed so as to prohibit the passage of a sphere larger than four (4) inches (102mm) in diameter through any opening or under the fence. Fences shall be designed to withstand a horizontal concentrated load of two hundred (200 lbs.) pounds (91 kg.) applied on a one (1 s.f.) square foot (0.093m²) area at any point of the fence.
3. Any outdoor swimming pool which is two (2) feet in depth and the top of whose walls and surrounding deck are four (4) feet or more above the ground at all points, shall comply with the requirements of Section 1 or in lieu thereof, shall have removable swing-up ladders or steps at all points of access to the deck or pool. These steps or ladders shall be swung up or removed whenever the pool is not in use.
4. The Building Official shall be responsible for enforcement of the provisions of this Ordinance. Any owner of a swimming pool found to be in violation of the provisions of this Ordinance who, after written warning by certified mail, fails to correct the violation within thirty (30) days, shall be fined fifty (\$50.00) dollars for each day thereafter that the violation is allowed to continue. Any person cited hereunder may appeal the enforcement officer's decision to the Town Manager within ten (10) days after receipt of written warning by the Building Official. The Town Manager is authorized to enforce the provisions of this section against any non-complying owner of a swimming pool by obtaining a court ordered injunction. Any expenses or costs incurred in obtaining a judicial order will be assessed against the owner.
5. A final inspection shall be required for all new pool permits by the office of the Building Official.
6. The requirements and penalties of this Ordinance shall be in addition to those contained in the Connecticut State Building Code and shall apply to any pool presently in existence and any future pools built in the Town of Winchester.

AS ADOPTED BY THE BOARD OF SELECTMEN NOVEMBER 18, 1991; TO BECOME EFFECTIVE 15 DAYS AFTER PUBLICATION; PUBLISHED ON DECEMBER 2, 1991; EFFECTIVE DECEMBER 17, 1991.

SEC. 160 SHADE TREE COMMITTEE

Be it ordained by the Board of Selectmen of the Town of Winchester, Connecticut that the following Ordinance is adopted:

Section 1. Purpose

The purpose of this ordinance is to provide a mechanism by which the Town of Winsted may protect and replenish its Street Trees in a sensible, economically viable and appropriate way. This Ordinance shall also establish a Shade Tree Committee.

Section 2. Definitions

"Street Tree" is any tree with a diameter of two or more inches which lies within designated property lines on either side of all streets, avenues or ways within the Town of Winsted.

"Street Tree Management Plan", which includes the Tree Inventory Maps, establishes the goals, objectives and guidelines of the planting and maintenance program of the Winsted Shade Tree Committee, a sub-committee of the Conservation Commission, and shall be updated annually.

Section 3. Establishment of Shade Tree Committee

The Conservation Commission shall establish a Shade Tree Committee composed of five citizens of the Town appointed by the Commission, including two members of the Conservation Commission, who shall serve for a term of two years.

Section 4. Street Tree Management Plan

The Shade Tree Committee shall prepare for the Conservation Commission, and shall be responsible for, the annual update of the Street Tree Management Plan. The plan shall be annually approved by the Town Tree Warden.

Section 5. Street Tree Removal and Replanting

Any Street Trees removed by the Public Works Department must be replaced by the Shade Tree Committee on a one for one basis. The trees do not have to be replanted at the site of the removed tree nor at the time of the removal. The replacement Street Tree should be planted at the site and time of the next planting which will be designated in the Street Tree Management Plan.

- Section 6. Public Tree Care**
The Shade Tree Committee shall provide information on any changes in the Tree Inventory to the Conservation Commission and the Public Works Department. Conversely, the Public Works Department shall inform the Shade Tree Committee of any planned Street Tree Removals. The Town shall retain the right to prune, plant, and remove all trees, plants and shrubs within the lines of all public grounds, as may be necessary to insure public safety.
- Section 7. Street Tree Species to be Planted**
No Species other than those included in the Street Tree Management Plan shall be planted as Street Trees without written permission of the Shade Tree Committee, unless the planting is approved by the Tree Warden.
- Section 8. Spacing of Street Trees**
The spacing of Street Trees shall be in accordance with the guidelines set forth in the Street Tree Management Plan, unless the Tree Warden has approved an alternate planting arrangement.
- Section 9. Penalty for Damage to Street Trees**
Any person who violates the provisions of this ordinance shall be assessed a fine not to exceed \$90.00, in addition to any other fines or community service which may result.
- Section 10. Effective Date**
This ordinance shall be become effective fifteen days after publication.
ADOPTED BY SELECTMEN AUGUST 17, 1992; PUBLISHED IN REGISTER/CITIZEN OCTOBER 2, 1992; EFFECTIVE OCTOBER 17, 1992.