



CITY OF NORWICH
CONNECTICUT

AGENDA – MEETING OF THE COUNCIL OF THE CITY OF NORWICH
August 1, 2016
7:30 PM

PRAYER

PLEDGE OF ALLEGIANCE

ADOPTION OF MINUTES: July 5 & 18, 2016

PETITION AND COMMUNICATIONS

1. Presentation from Glenn Carberry on the Admissions Tax Exemption for Stadiums.

CITY MANAGER’S REPORT

CITIZENS COMMENT ON RESOLUTIONS

NEW BUSINESS-RESOLUTIONS

1. Relative to amending to substitute Acting City Manager Bilda as the signer on 59 School Street to City Manager John Salomone.
2. Relative to authorizing City Manager Salomone to file applications for Norwich Golf Course Authority.
3. Relative to the “Penguin Plunge” at Spaulding Pond.

NEW BUSINESS- ORDINANCE

1. AN ORDINANCE AMENDING SUBSECTIONS .1 AND.2 OF SECTION 7.5.10- EXPIRATION AND COMPLETION.-OF THE NORWICH ZONING REGULATIONS AS ADOPTED AS ORDINANCE NO. 1721 ON 10-19-2015

City Clerk

Betsy Bennett

RESOLUTION #1

WHEREAS, the Council of the City of Norwich, by resolution adopted October 5, 2015 authorized and directed Acting City Manager John Bilda to accept, execute and deliver a Development Agreement between the City of Norwich and Gil and Barbara Jordan, doing business as B&G Jordan Rentals pertaining to the development of the properties at 59 and 61 School Street; and

WHEREAS, separate Agreements were entered into by and between the City of Norwich and Gil and Barbara Jordan on October 6, 2015 with respect to the development of the properties at 59 School Street and 61 School Street; and

WHEREAS, said Agreements provided that upon Completion of the Work on each property the city shall convey the property by quit claim deed, to Gil and Barbara Jordan d/b/a B&G Jordan Rentals; and

WHEREAS, Building Inspector James Troeger anticipates issuing a certificate of occupancy in the near future for 61 School Street and at a later time for 59 School Street.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORWICH that City Manager John Salomone be and hereby is authorized and directed to prepare, execute and deliver a quit claim deed for 61 School Street together with such other documents as are necessary to effectuate the transfer, said documents being satisfactory to him and the corporation counsel and deliver the same to Gil and Barbara Jordan following an acknowledgment to him by the building inspector that a certificate of occupancy has been issued for the structure at 61 School Street; and

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE CITY OF NORWICH that City Manager John Salomone be and hereby is authorized and directed to prepare, execute and deliver a quit claim deed for 59 School Street together with such other documents as are necessary to effectuate the transfer, said documents being satisfactory to him and the corporation counsel and deliver the same to Gil and Barbara Jordan following an acknowledgment to him by the building inspector that a certificate of occupancy has been issued for the structure at 59 School Street.

Alderman H. Tucker Braddock
Alderwoman Stacy Gould
Alderwoman Joanne Philbrick

RESOLUTION #2

WHEREAS, on February 3, 1978 the City of Norwich entered into an Open Space Grant Contract with the State of Connecticut whereby it was provided state financial assistance to acquire the property used as the Norwich Golf Course; and

WHEREAS, pursuant to said Open Space Grant Contract the City of Norwich entered into a Dedication Agreement with the State of Connecticut agreeing that the land would not be converted to any use other than for recreation or conservation purposes, except with the approval of the Commission of the Department of Environmental Protection, which Dedication Agreement is recorded in the Norwich Land Records at volume 486, page 148; and

WHEREAS, the Council of the City of Norwich by Ordinance No. 883 established the Norwich Golf Course Authority to promote and coordinate recreational activities on the Norwich Golf Course, to establish and maintain recreational facilities and to provide for the public health and welfare of all citizens of the city; and

WHEREAS, the City of Norwich remains the owner of said Norwich Golf Course property and leases the same to the Norwich Golf Course Authority to control the operation and maintenance of the golf course; and

WHEREAS, the Norwich Golf Course Authority is in the process of analyzing and considering the possibility of making changes to the irrigation system at the Norwich Golf Course to include the installation of wells, a pumping station, retention ponds and associated piping and will need to file applications with the Connecticut Department of Energy and Environmental Protection and potentially with Norwich and/or Montville Regulatory Agencies in connection with the same, the applications to include:

1. National Diversity Data Base State Listed Species Review, Connecticut Department of Energy and Environmental Protection View of Natural Resources Wildfire Division;
2. General permit for Diversion of Water for Consumptive Use, Inland Water Resources Division of the Connecticut Department of Energy and Environmental Protection;
3. Any applications needed for review by the Norwich Inland Wetlands, Watercourses and Conservation Commission and/or the Norwich Commission on the City Plan and/or similar regulatory agencies of the Town of Montville.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORWICH that, City Manager John Salomone be and hereby is authorized to sign, as he may deem appropriate, any of the applications referenced in this resolution regarding the permitting of wells, infrastructure and retention pond at the Norwich Golf Course and/or studies relative thereto on behalf of the City of Norwich and the Norwich Golf Course Authority.

BY REQUEST
Alderman Joanne Philbrick

RESOLUTION #3

WHEREAS, section 14-8 of the Norwich Code of Ordinances limits bathing and swimming in all parks and recreation areas owned or controlled by the city of Norwich to water areas designated for that purpose and further provides that all persons swimming at public areas do so at their own risks; and

WHEREAS, the City of Norwich maintains a public swimming area seasonally open at Spaulding Pond in Mohegan Park, which swimming area is usually opened for swimming in the late spring and summer only; and

WHEREAS, section 14-8 of the Norwich Code of Ordinances also provides that no ice fishing or other winter sport or activity is permitted on Spaulding Pond in Mohegan Park; and

WHEREAS, supporters of the St. Vincent DePaul Soup Kitchen, Inc. have requested permission to hold a “Penguin Plunge” in Mohegan Park to culminate with a brief plunge into Spaulding Pond, said event to be held on Thanksgiving Day, November 24, 2016; and

WHEREAS, the City of Norwich will not be expected to provide lifeguards for such event, the organizers of the event will require all participants to sign forms acknowledging that they understand that all persons participating in the “Penguin Plunge” at Spaulding Pond do so at their own risk; and

WHEREAS, the Director of Public Works has recommended that this request be brought to the Council of the City of Norwich for its approval or disapproval; and

WHEREAS, the Council finds the proposed “Penguin Plunge” is not prohibited or precluded by section 14-8 of the Norwich Code of Ordinances

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORWICH that the “Penguin Plunge” in support of St. Vincent DePaul Soup Kitchen, Inc. as described herein to be held on November 24, 2016 to include a plunge or swim in Spaulding Pond be permitted and is hereby approved subject to such terms and conditions as the city manager, public works director and police chief believe to be necessary and convenient for the event.

Alderman H. Tucker Braddock
Alderwoman Stacy Gould
Alderwoman Joanne Philbrick

ORDINANCE #1

AN ORDINANCE AMENDING SUBSECTIONS .1 AND .2 OF SECTION 7.5.10- EXPIRATION AND COMPLETION. - OF THE NORWICH ZONING REGULATIONS AS ADOPTED AS ORDINANCE NO. 1721 ON 10-19-2015

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF CITY OF NORWICH, that subsections .1 and .2 of the Zoning Regulations of the City of Norwich as established by Ordinance 1721 adopted 10-19-2015 be and hereby are amended as follows:

Zoning Regulation Section 7.5.10 – Expiration and Completion.

- .1 All work in connection with a site plan shall be completed within 5 years after the date of approval of the plan. Failure to complete all work within such 5 year period shall result in ~~automatic~~ expiration of the approval of such site plan unless the Commission ~~shall have granted~~ **grants** an extension of the time to complete work in connection with such site plan.
- .2 The Commission may grant 1 or more extensions of the time to complete all or part of the work in connection with the site plan provided the total extension or extensions shall not exceed ~~10-~~**14** years from the date of approval of such site plan
- .3 The Commission may condition the approval of such extension on a determination of the adequacy of any Performance Guarantee or other surety.

AND BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF NORWICH that this ordinance shall become effective ten (10) days after its publication.

Purpose: To coordinate the time to complete site plan work under the Norwich Zoning Regulations with those provided at section 8-3(m) of the Connecticut General Statutes.

Mayor Deberey Hinchey