

COMMITTEE ON BILLS ON SECOND READING

August 26, 1996

**Immediately Upon Conclusion of
Public Hearing**

The Clerk called the meeting to order in the absence of the chairman, and called the roll.

Present: Elise, Clancy, Pariseau.

Absent: Alderman Wihby, Cashin.

On motion of Alderman Clancy, seconded by Alderman Elise, it was voted to elect Alderman Pariseau as Chairman Pro-Tem.

Chairman Pariseau addressed item 3 of the agenda:

3. Proposed revision to Chapter 8. Finances, of the Code of Ordinances of the City of Manchester.

It was advised that this item was still in the Committee on Accounts.

On motion of Alderman Clancy, seconded by Alderman Elise, it was voted to table this item pending report from Accounts.

Chairman Pariseau addressed item 4 of the agenda:

4. Ordinance Amendment:

"Amending the Zoning Ordinance of the City of Manchester by rezoning six parcels of land currently zoned R-1B (Residential One-family) located at the intersection of Bremer Street and Coolidge Avenue and having a combined area of approximately 1.27 acres, to R2-PO (Residential Professional Offices)."

(Note: public hearing held July 29, 1996 and communication from Mr. Louis DesRuisseaux enclosed.)

Alderman Elise moved that the ordinance ought to pass. Alderman Clancy seconded the motion.

Alderman Clancy indicated that he wanted to have it limited to professional offices only. Mr. MacKenzie reviewed the proposed zoning indicating it was pretty much as the alderman described but wished to review the categories.

Chairman Pariseau requested Mr. MacKenzie review the sections and report later in the meeting, advising they would delay further action until a report.

Chairman Pariseau addressed item 5 of the agenda:

5. Ordinance Amendment:

"Amending the Zoning Ordinance of the City of Manchester by modifying Section 4.03 Item 71 and Article VII limiting parking lots for business uses within residential zones."

(Note: public hearing held August 26, 1996.)

Alderman Elise moved to amend the ordinance to the amendments presented. Alderman Clancy seconded the motion. The motion carried.

On motion of Alderman Elise, duly seconded by Alderman Clancy, it was voted that the ordinance ought to pass as amended.

Chairman Pariseau addressed item 6 of the agenda:

6. Ordinance Amendment:

"Amending the Code of Ordinances of the City of Manchester by adding a new Article XV under Chapter 2 - Administration providing for a Heritage Commission and amending the Zoning Ordinance by deleting Article XI - Historic District Commission.

(Note: public hearing held August 26, 1996.)

Discussion ensued relative to this ordinance where Chairman Pariseau questioned the funding mechanism, and not going back to the board for expenditures.. Mr. MacKenzie commented that in general if they appointed good people they had a charge to take care of that money and do what they have been directed to do, and they had only given them the money that they feel can actually handle. Chairman Pariseau questioned if a resident donated say \$350,000. Mr. MacKenzie stated the board would have to approve the commission receiving the money and he would assume at the time the board could set limits.

Chairman Pariseau noted in a donation the Board of Mayor and Aldermen would have to approve acceptance of the donation, but they would have no say into the expenditure of that amount. Mr. MacKenzie replied that was correct. Alderman Clancy and Chairman Pariseau were concerned with this issue. Mr. MacKenzie noted they could add a sentence that anything beyond their normal and operating and administrative expenses would have to be approved by or concurred by the Board.

Mr. MacKenzie requested that the typographical errors also be corrected in conference with the clerk.

Alderman Clancy moved to amend the ordinance to reflect the expenditure above normal operating and administrative statement and typographical corrections deemed necessary by the clerk. Alderman Elise seconded the motion. The motion carried.

On motion of Alderman Clancy, duly seconded by Alderman Elise, it was voted that the ordinance ought to pass as amended.

Chairman Pariseau addressed item 7 of the agenda:

7. Ordinance Amendments:

"Amending Chapter 4, Section 4-25 of the Code of Ordinances of the City of Manchester providing for increased fees for impoundment of dogs and purchase of dogs and cats."

"Amending Chapter 17 3/4, Penalties and Enforcement Procedures. Sec. 17 3/4-7. Departments Authorized to Issue Citations. of the Code of Ordinances of the City of Manchester."

"Amending the Code of Ordinances of the City of Manchester by deleting Chapter 17, Section 17-12, Curfew for Children, and replacing it with a new Section 17-12, Curfew for Children."

"Amending Chapter 17 of the Code of Ordinances of the City of Manchester by inserting a new section, Section 17-26. Nudity in Places Selling Alcoholic Beverages."

"Amending Chapter 17-27 of the Code of Ordinances of the City of Manchester by inserting a new section, Section 17-27. Exotic/Unusual Entertainment in Places Selling Alcoholic Beverages."

"Amending the Code of Ordinances of the City of Manchester by deleting Chapter 27. Weights and Measures. in its entirety."

Alderman Clancy noted that with reference to the third, fourth and fifth ordinances, he wished to confer with the police chief and get more information prior to passing. Alderman Elise noted concerns with the same ordinances, particularly a nine o'clock curfew for up to eighteen year olds.

Alderman Clancy indicated that the balance of ordinances he had no problems with.

On motion of Alderman Elise, seconded by Alderman Clancy, it was voted that the first, second and last ordinances read ought to pass.

On motion of Alderman Clancy, duly seconded by Alderman Elise, it was voted to table the third, fourth, and fifth ordinances read.

Chairman Pariseau addressed item 8 of the agenda:

8. Ordinance Amendments:

"Amending Chapter 21B Sewer Use Ordinance, Article X, Section 2.0(m) of the Code of Ordinances of the City of Manchester relative to the screening level for Sulfite, and deletion of some screening levels."

"Amending Chapter 21B Sewer Use Ordinance, Article XV, Section 10, Paragraph 1 of the Code of Ordinances of the City of Manchester relative to increasing the maximum penalty for industrial users in violation of the Code."

"Amending Chapter 21B Sewer Use Ordinance, Article XV, Section 11 of the Code of Ordinances of the City of Manchester by changing references to state statutes."

On motion of Alderman Clancy, duly seconded by Alderman Elise, it was voted that these ordinances ought to pass.

Chairman Pariseau addressed item 9 of the agenda:

9. Ordinance Amendments:

Amending the Code of Ordinances of the City of Manchester by deleting Section 7 1/2-7, 'Assessment and collection' in Central Business Service Districts, in its entirety and inserting a new Section 7 1/2-7 'Assessment and collection'".

"Amending the Code of Ordinances of the City of Manchester by deleting Section 14-156, 'Exemptions,' in its entirety and inserting a new Subsection "c" in Section 14-3.2, 'Exemptions.'"

"Amending the Code of Ordinances of the City of Manchester by deleting Section 26-19, 'Discontinuing service for nonpayment,' in its entirety and inserting a new Section 26-19, 'Disconnection for late payment'."

Alderman Elise asked if the new ordinance excluded or exempted residences from paying the center service fee noting she was aware there was a problem. Alderman Clancy concurred there had been a problem for people living in the former corporate housing downtown. There was no one available to address the question.

On motion of Alderman Elise, duly seconded by Alderman Clancy, it was voted to table the first ordinance.

On motion of Alderman Elise, duly seconded by Alderman Clancy, it was voted that the second and third ordinances read ought to pass.

TABLED ITEMS

10. Proposed amendment to compensation for boards and commissions of the City of Manchester referred to Committee by the Committee on Finance.

(Note: referred to City Solicitor's Office for review on 6/10/96.)

This item remained on the table.

11. Ordinance:

"An Ordinance imposing restrictions on parking in designated residential districts and authorizing the conditional issuance of parking permits to residents of such districts."

This item remained on the table.

Chairman Pariseau redressed item 4 of the agenda:

"Amending the Zoning Ordinance of the City of Manchester by rezoning six parcels of land currently zoned R-1B (Residential One-family) located at the intersection of Bremer Street and Coolidge Avenue and having a combined area of approximately 1.27 acres, to R2-PO (Residential Professional Offices)."

Mr. MacKenzie reported that allowed uses would include business, professional and general offices including but not limited to bank, broker, employment agency, insurance, lawyer, doctor, architect, engineer, and similar professional activity.

Alderman Clancy noted concern with a bank, commenting that this area should not have a bank.

Chairman Pariseau noted it was not the intent of the applicant to put a bank there. Alderman Clancy noted his concern in the future, he would rather see a lawyer or something. Chairman Pariseau noted that this is what they had tried to do but had gotten turned down by the Board of Adjustment and a rehearing was denied, and they came with this option to the board.

Mr. MacKenzie noted that the ordinance allowed these uses only in existing buildings and so they could not tear down a building to put a bank in.

On motion of Alderman Clancy, duly seconded by Alderman Elise, it was voted that the ordinance ought to pass.

There being no further business to come before the committee, on motion of Alderman Elise, duly seconded by Alderman Clancy, it was voted to adjourn.

A True Record. Attest.

Clerk of Committee