



**TOWN OF MANSFIELD  
ORDINANCE DEVELOPMENT AND REVIEW SUBCOMMITTEE**

**Monday, December 21, 2015  
Audrey P. Beck Municipal Building  
Conference Room B**

**6:00 PM**

**AGENDA**

Call to Order/Roll Call

Approval of Minutes from 11/23/15

1. Proposed Amendments to Ordinance Regarding Alcoholic Beverages
2. Proposed Ordinance Regarding Dog Waste Control
3. Proposed Amendments to Ordinance Regarding Streets and Sidewalks
4. Proposed Ordinance Regarding the Mansfield Town Square and Related Policies
  - a. Proposed Policies and Procedures Regarding Public Use of the Mansfield Town Square
  - b. Proposed Policies and Procedures for the Use of Alcohol on the Mansfield Town Square
  - c. Proposed Policies Regarding Street Performers in Mansfield Town Square

5. Future Meeting Dates

6. Public Comment

Adjournment

SPECIAL MEETING – ORDINANCE DEVELOPMENT AND REVIEW SUBCOMMITTEE  
November 23, 2015  
DRAFT

1. CALL TO ORDER

Mayor Paul Shapiro called the meeting to order at 6:00 p.m.

2. ROLL CALL

Present: Kegler, Moran, Raymond, Shapiro (Chair)

Excused: Kochenburger

Other Council Members in Attendance: Marcellino, Ryan, Shaiken

Staff Present: Town Manager Matt Hart, Town Attorney Kevin Deneen, Director of Public Works John Carrington, Downtown Partnership Director Cynthia vanZelm

3. STATUS OF PROPOSED AMENDMENTS TO ORDINANCE REGARDING ALCOHOLIC BEVERAGES

Town Manager Matt Hart suggested the provisions in the proposed amendments be initially applicable to public events only. Subcommittee members discussed whether the proposed ordinance should include both private and public events and whether the time frame established for the submission and response to applications is adequate. Sensing no consensus, the Chair suggested that the Council Rules of Procedure not be suspended at tonight's Council meeting and the proposed amendments be further considered.

4. STATUS OF PROPOSED ORDINANCE REGARDING DOG WASTE CONTROL

Members discussed the enforcement mechanisms in the proposed ordinance and whether it should apply to the whole Town or just Storrs Center. As with the previous item, the Chair suggested that the Council Rules of Procedure not be suspended at tonight's Council meeting and the proposed ordinance be further considered.

5. DISCUSSION OF PROPOSED AMENDMENTS TO ORDINANCE REGARDING STREETS AND SIDEWALKS

Members discussed defining the vehicles being addressed; clarifying historical language within the ordinance; the availability of bike racks in Storrs Center and other areas of Town; and whether or not this ordinance should be applicable to all areas of Town.

Ms. Moran moved and Mr. Kegler seconded to amend the proposed motion by adding, "...where such racks are available." to the end of Section 166-13(7).

The motion passed with all members in favor except Ms. Raymond who voted no.

Ms. Moran moved and Mr. Shapiro seconded to amend the amended motion by adding the following sentence to the end of Section 166-13(7). "Under no circumstances shall bicycles be attached to trees, street signs, light poles, waste receptacles or furniture."

The motion passed with all members in favor except Ms. Raymond who voted no.

The Chair requested that members forward any proposed legislative language to the Town Manager.

6. DISCUSSION OF PROPOSED ORDINANCE REGARDING THE MANSFIELD TOWN SQUARE AND RELATED POLICIES

- a. Proposed Policies and Procedures Regarding Public Use of the Mansfield Town Square – not discussed
  - b. Proposed Policies and Procedures for the Use of Alcohol on the Mansfield Town Square – not discussed
  - c. Proposed Policies Regarding Street Performers in Mansfield Town Square – not discussed
7. FUTURE MEETING DATES  
By consensus members agreed to schedule an additional meeting in December.
8. PUBLIC COMMENT  
No members of the public offered comments.
9. ADJOURNMENT  
Ms. Moran moved and Mr. Kegler seconded to adjourn the meeting at 7:16 p.m.  
The motion passed by all members present.

Respectfully submitted,

Mary Stanton, Mansfield Town Clerk.



**Town of Mansfield  
Agenda Item Summary**

**To:** Ordinance Development and Review Subcommittee  
**From:** Matt Hart, Town Manager *MWH*  
**CC:** Town Council; John Carrington; Kevin Deneen; Cynthia van Zelm  
**Date:** December 21, 2015  
**Re:** Proposed Amendments to Ordinances on Alcoholic Beverages and Dog Waste Control

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**Subject Matter/Background**

Following the recent public hearing and limited Council discussion on the two subject ordinances, I am proposing the attached amendments for the committee's consideration.

A summary of my suggested edits is as follows:

**Chapter 101. Alcoholic Beverages**

- Limit the permits to public events located in Storrs Center and on the Beck Municipal campus. This change would address the concern about allowing permits for private functions on municipal property and enable us to introduce the permitting concept in a more limited, controlled fashion.
- Require the permit to be filed 30 days in advance. This change would help ensure there is adequate time to process the permit.

**Chapter 102. Animals**

- Eliminate the restrictions for trails and the traveled portion of public streets, in an effort to address the concern that the ordinance is not consistent with the town's "rural character."

**Attachments**

- 1) Alcoholic Beverages Ordinance, 12/21/16 draft
- 2) Dog Waste Control Ordinance, 12/21/16 draft



**Town of Mansfield  
Code of Ordinances**

“Amendments to Ordinance Regarding Alcoholic Beverages”  
*December 21/November 9, 2015 Draft*

**Chapter 101: Alcoholic Beverages**

**Section 101-5, Possession and Consumption of Alcoholic Liquor**

- A. Except as otherwise permitted by subsection (B) hereof, no person shall consume any alcoholic liquor, or have in his or her possession any open container of alcoholic liquor, while upon or within the limits of any public highway, public area or parking area within the Town of Mansfield. The possession of an open container of alcoholic liquor or consumption therefrom by any person while in a motor vehicle parked within or upon a public area shall also be a violation hereof.
- B. Exceptions.
1. Consumption of alcoholic liquor and possession of any open container of alcoholic liquor is permitted during any public function, public festival or public celebration being conducted within a public building, public highway, sidewalk or parking area or on public land in that area defined as the Storrs Center Special Design District and including the campus of the Audrey P. Beck Municipal Building, pursuant to a written permit issued by the town manager, or person designated by the town manager to issue such permits, authorizing the sale, service or distribution of alcoholic liquor at or in connection with such public function, public festival or public celebration.
  2. An application for a permit shall be in writing directed to the town manager. The application shall state the name and address of responsible officials of the organization sponsoring the function, festival or celebration (event), shall specify the parts of the public land, public building, public highway, sidewalk or parking area in the Storrs Center Special Design District or on the campus of the Audrey P. Beck Municipal Building to be used during the event, specify the beginning and ending time of the event and if it continues for more than one (1) day, the hours in each day it is to be conducted, the number of people anticipated to be in attendance at the event, ~~whether the event is open to the public;~~ and arrangements for supervision. The application shall include alcohol liability insurance. The certificate of insurance must specify the “Town of Mansfield, its officers, employees and agents” as additional insured parties and must be submitted to the Town Manager together with the application. The application and accompanying documentation shall be filed at least thirty ten (30) days before the first day of the event. The permit shall be issued if all of the required information is provided, the application is made at least thirty ten (30) days before the event, the town manager or his designee determines that the event will be open to the public and that all necessary permits, licenses and approvals have been obtained from all government authorities having jurisdiction

including, but not limited to, the state department having jurisdiction over liquor control and the granting of the permit will be in accord with the health, safety, and welfare of the Town of Mansfield. (The town manager is authorized to issue additional standards not inconsistent herewith which if not met will result in denial of said permit.)



**Town of Mansfield**  
**Code of Ordinances**  
“Ordinance Regarding Dog Waste Control”  
*December 21 ~~October 13~~, 2015 Draft*

**Chapter 102. Animals**

**Article II [New] Dogs**

**Section 102-13. Title.**

This Article shall be known and may be cited as “The Dog Waste Control ordinance.”

**Section 102-14. Legislative Authority.**

This Article is enacted pursuant to the provisions of Sections 7-148 and 7-152c of the Connecticut General Statutes.

**Section 102-15. Definitions.**

When used in this Article, the following words, terms and phrases, and their derivations shall have the meanings ascribed to them in this Section, except where the content clearly indicates a different meaning.

**DOG:** shall mean any member of the canine species, male, female, neutered male or spayed female.

**OWNER:** shall mean any person or persons, firm, association, partnership, LLC or corporation having temporary or permanent custody of, sheltering or having charge of, harboring, exercising control over, or having property rights to a dog, or in the case of a person under the age of 18, the person's parent or legal guardian. A dog shall be deemed to be harbored if it is fed or sheltered for Three (3) consecutive days.

**PUBLIC PROPERTY:** shall mean town owned parks, the Town Square area, recreation areas, ~~trails~~, playing field, school grounds, sidewalks, easements, and rights of way ~~and the traveled portion of public streets.~~

**PRIVATE PROPERTY OF ANOTHER:** shall mean property of any person or persons, firm, association, partnership, LLC or corporation, other than property of the owner or of the owner's spouse, children, mother, father or sibling.

**Section 102-16. Removal of Dog Waste.**

If any dog shall defecate on any public property or the private property of another, the owner of such dog shall immediately use a plastic bag or other suitable container to remove or cause to be removed from the property all feces deposited by the dog and deposit it in an appropriate waste receptacle. If such feces are not removed or so deposited, the owner of the dog shall be in violation of this Article.

**Section 102-17. Penalty.**

- A. The Town Manager may designate in writing one or more Town officials, employees or agents empowered to take enforcement action authorized by this Article.
  
- B. Any violation of this Article shall be punishable by a fine of \$50. The citation issued to the offender shall note that if the fine is not paid within 10 days of issuance of the citation the amount of the fine will be doubled and that the Town may initiate proceedings under the authority of C.G.S. section 7-152c and Chapter 129 of this Code of Ordinances to collect the fine. The alleged offender must also be informed that they may appeal the citation and fine pursuant to section 129-10 of the Hearing Procedure for Citations Ordinance.

**Section 102-18. Guide Dogs Exempted.**

The provisions of this Article do not apply to a guide dog accompanying any blind person or mobility impaired person.