

Chapter A500, SPECIAL ACTS

[Adopted by the General Assembly of the State of Connecticut. Revised to 7-29-1976.]

	Page
CHALKER BEACH IMPROVEMENT ASSOC., INCORPORATION OF	
Special Act of 1931	A50026
Special Act of 1931	A50029
Special Act of 1933	A50029
CORNFIELD POINT ASSOCIATION, INCORPORATION OF	
Special Act of 1943	A50038
Special Act of 1945	A50042
Special Act of 1957	A50043
Special Act of 1969	A50043
FENWICK, INCORPORATION OF THE BOROUGH OF	
Special Act of 1899	A50007
Special Act of 1943	A50017
Special Act of 1951	A50018
Special Act of 1957	A50019
INDIAN TOWN ASSOCIATION, INCORPORATION OF	
Special Act of 1939	A50032
Special Act of 1965	A50037
KNOLLWOOD BEACH ASSOCIATION, INCORPORATION OF	
Special Act of 1929	A50020
Special Act of 1931	A50025
Special Act of 1947	A50026
OLD SAYBROOK, TOWN OF	
CEMETERIES	
Administration of Funds	
For the care of Special Act of 1957	A50007
ELECTIONS	
Provision for Biennial Elections In	
Special Act of 1939	A50004
Special Act of 1941	A50005
Special Act of 1963	A50045
FLOOD AND EROSION CONTROL BOARD	
Contract between and the State of	
Connecticut Special Act of 1971	A50046
INCORPORATION OF	
Private Law of Connecticut of 1852	A50002
MILEAGE OF,	
Private Law of Connecticut of 1852	A50004

MOTOR VEHICLE DEPARTMENT Provision for a branch in Old Saybrook Special Act of 1965	A50045
NORTH COVE Appropriation for the dredging of Special Act of 1963	A50044
PENSION ORDINANCE Authorization to enact Special Act of 1965	A50045
SAYBROOK FORT PARK Providing for a study of costs in reconstructing as an historical shrine Special Act of 1965	A50045
STATE LAND Providing for the transfer of certain state land to Special Act of 1961	A50044
TAXATION IN Special Act of 1937	A50006
SAYBROOK MANOR ASSOCIATION INCORPORATION OF, Special Act of 1933	A50030
VOCATIONAL TECHNICAL SCHOOL, Provision for a study of the establishment of in the Old Saybrook area	A50046

SPECIAL ACT
INCORPORATING THE TOWN OF OLD SAYBROOK
[IV Private Laws of Connecticut (1836-1856) 1262]

Upon the petition of Joy Post, Jr., and others, praying for the incorporation of a new town, as per petition on file, which petition has been duly served and returned:

RESOLVED BY THIS ASSEMBLY, That all that part of the present town of Saybrook, lying easterly of the town of Westbrook, and including the first parish and society of said town of Saybrook, and all that part of the second parish and society of said town, lying easterly and southerly of a line commencing at the northeastern corner bound of said town of Westbrook, and from thence running in a straight line northeasterly to the northwest corner of the barn of Josiah E. Nott, standing in the forks of the highways and by the side of the new highway leading from Essex to Westbrook; thence in a straight line northeasterly to the easterly side of the dwelling house of the late Barnabas Bates; thence in a straight line northerly to the westerly side of the dwelling house of Daniel W. Denison; thence in a straight line northeasterly to a large rock northwesterly of and near to the dwelling house of Jared Doan, on Book hill, so called, said rock being a school district bound; thence in a straight line northeasterly to a prominent rock, on the top of Stillman's hill, so called, and thence easterly in a straight line to the northerly side of an old

wharf on the Connecticut river, known as Gideon Pratt's wharf-said last mentioned portion of the line passing between the dwelling houses of Ezra J. Post and Julius Andrews-with all the inhabitants residing within said limits, be and the same hereby is incorporated into a separate town, by the name of OLD SAYBROOK, with all the rights, powers, privileges and immunities, and subject to all the duties and liabilities of other towns in this state, with the right of sending one representative to the general assembly.

And said new town shall pay its proportion, according to the list of 1851, of all debts, charges, expenses, suits, petitions and claims already due and commenced, or which may exist against said town of Saybrook, on the second Monday in September, 1852, and for which said town shall be hereafter rendered liable, by force of any claim now existing.

The poor of said town of Saybrook, who were born within the limits hereby incorporated, and who have not by residence or otherwise gained a settlement elsewhere in this state than within said limits, shall be deemed inhabitants of said new town, and shall be maintained by the same.

And the said new town shall be liable to maintain all such poor of the present town of Saybrook, as are or may be absent therefrom, provided such persons at the time of departure, had a legal settlement in that part of the town of Saybrook hereby incorporated into said new town.

All the rights and property of whatsoever nature or description, except as herein after provided, now owned by, due or belonging to the town of Saybrook, or which may hereafter accrue to said town by virtue of any claim, right or title now existing, shall belong to said new town as hereby incorporated and said town of Saybrook, in proportion to their respective lists, according to the grand list of 1851.

And the town deposit fund shall belong to and be divided between said new town as hereby incorporated and said town of Saybrook, in proportion to the number of their respective inhabitants, on the said second Monday in September, 1852.

And the said respective proportions of taxable list and the population of said towns respectively and the number of paupers belonging to each, shall be ascertained and determined by the selectmen or a majority of them of said respective towns, and in such manner as they may deem advisable; ALWAYS PROVIDED, that if, after the organization of said new town, the selectmen of said towns do not agree in the division of the paupers, funds, deposit fund and property belonging to said towns, and also upon their respective taxable lists and number of inhabitants, on or before the first Monday in November, 1852, the selectmen of either town may apply to Ely A. Elliott, of Clinton, Samuel C. Silliman, of Chester, and Elihu Spencer, of Middletown, Esquires, who, or either two of whom are hereby authorized and empowered to divide said paupers, funds, deposit fund and property, and to ascertain and determine the amount of the taxable lists and number of inhabitants of said towns respectively, in manner aforesaid; which division, whether made by said selectmen or a majority of them, or by said Ely A. Elliott, Samuel C. Silliman and Elihu Spencer, or either two of them, shall be final and conclusive. And in case said division shall be made by said last mentioned persons, the selectmen of both of said towns shall be first duly notified of the time and place, when and where said division shall be made, and the expense of such service, if rendered by said last mentioned persons, shall be borne by said towns according to their respective lists, as they shall be ascertained in manner aforesaid.

The collectors of the state, town and other taxes in the town of Saybrook, are hereby authorized to collect their respective taxes already laid and in their respective rate books contained, and pay the same over for the benefit of said towns of Saybrook and Old Saybrook, in proportion to their respective lists, to be ascertained as aforesaid.

Said new town as hereby incorporated, shall belong to and constitute part of the nineteenth

senatorial district, and also of the probate district of Saybrook.

The first meeting of said new town, as hereby incorporated, shall be holden at the new Methodist meeting house, in the borough of Essex, on the first Monday in October, 1852, at nine o'clock in the forenoon; and John Bushnell, Esq., or in case of his failure, Jared C. Redfield, Esq., shall be moderator thereof; and the said meeting shall be warned by the said Bushnell or Redfield, by setting up a notification of the same, on the public sign-posts within the limits of said new town, at least five days before said meeting. And said new town shall have all the powers incident to other towns in this state, at said first meeting, and full right to act accordingly; and the officers elected at such meeting shall hold their respective offices until others are appointed and qualified in their stead.

This act shall take effect and be in force on and after the second Monday in September, A. D. 1852.

SPECIAL ACT
MILEAGE OF OLD SAYBROOK
[IV Private Laws of Connecticut (1836-1856) 1264]

RESOLVED BY THIS ASSEMBLY, That the mileage of the Town of Old Saybrook, in Middlesex county, is hereby established at forty-two miles to Hartford, and thirty-five miles to New Haven.

SPECIAL ACT
PROVIDING FOR BIENNIAL ELECTIONS
IN THE TOWN OF OLD SAYBROOK
[No. 478, Connecticut Special Acts (January 1939), page 375
Sections 1, 2 and 3 amended by 1941 Sp (p. 1607), follows]

Section 1. At the annual town meeting of the town of Old Saybrook, to be held in 1939, and biennially thereafter, there shall be elected a town clerk, who shall hold office for two years from the first Monday in January next succeeding his election. There shall also be elected at said town meeting a town treasurer, three selectmen, two auditors, six grand jurors, a collector of taxes, seven constables, two registrars of voters, an agent of the town deposit fund, three members of the zoning commission, three members of the board of education and two members of the board of finance, each of whom shall hold office for two years from the date of his election. There shall also be elected at said town meeting one assessor, one member of the board of tax review, three members of the board of education, three members of the zoning commission and two members of the board of finance, each of whom shall hold office for six years from the date of his election. The term of office of the member of the board of tax review, the member of the board of assessors, three members of the board of education, three members of the zoning commission and two members of the board of finance elected on the first Monday in October, 1937, shall be extended until the first Monday of October, 1941.

Sec. 2. At the biennial town meeting of said town to be held in 1941, there shall be elected one assessor, one member of the board of tax review, three members of the board of education, three members of the zoning commission and two members of the board of finance, each of whom shall hold office for a term of six years from the date of his election. There shall also be elected at said town meeting one assessor, one member of the board of tax review, three members of the board of education, three members of the zoning commission and two members of the board of finance, each of whom shall hold office for a term of two years only from the date of his election, and at the biennial town meeting to be held in 1943, and biennially thereafter, there shall be elected one assessor, one member of the board of tax review, three members of the board of

education, three members of the zoning commission and two members of the board of finance, each of whom shall hold office for six years from the date of his election.

Sec. 3. All officers elected under the provisions of this act shall hold office until their successors shall be elected and shall have qualified.

Sec. 4. This act shall take effect upon its approval by a majority of the electors of said town at a special town meeting to be held on or before August 15, 1939.

SPECIAL ACT
AMENDING AN ACT PROVIDING FOR BIENNIAL ELECTIONS
IN THE TOWN OF OLD SAYBROOK
[No. 422, Connecticut Special Acts (January 1941), page 1067]

Section 1. Section one of number 478 of the special acts of 1939 is amended to read as follows: At the town meeting of the town of old Saybrook to be held on the first Monday of October, 1941, and biennially thereafter, there shall be elected a town clerk, who shall hold office for two years from the first Monday of January next succeeding his election. There shall also be elected at said town meeting, and biennially thereafter, three assessors, three members of the board of tax review, three selectmen, a town treasurer, an agent of the town deposit fund, six grand jurors, a collector of taxes, seven constables, two registrars of voters and five members of the zoning commission, each of whom shall hold office for two years from the date of his election. There shall also be elected at said town meeting three members of the board of education and two members of the board of finance, each of whom shall hold office for six years from the date of his election. There shall also be elected at said town meeting three members of the board of education and two members of the board of finance, each of whom shall hold office for two years only.

Sec. 2. Section two of said number 478 of the special acts of 1939 is amended to read as follows: At the biennial town meeting to be held on the first Monday of October, 1943, and biennially thereafter, there shall be elected three members of the board of education and two members of the board of finance, each of whom shall hold office for a term of six years from the date of his election.

Sec. 3. Section three of said special act of 1939 is repealed.

Sec. 4. The term of office of the assessor elected on the first Monday of October, 1939, for six years shall expire on the first Monday of October, 1941, and the term of office of the member of the board of tax review elected on the first Monday of October, 1939, for six years shall expire on the first Monday of October, 1941.

Sec. 5. The term of office of the members of the zoning commission elected on the first Monday of October 1939, for a term of six years, shall expire on the first Monday of October, 1941. The term of office of the member of the zoning commission elected on the first Monday of October, 1937, for a term of five years, shall expire on the first Monday of October, 1941. The term of office of the three members of the board of education elected on the first Monday of October, 1939, for a term of six years, shall expire on the first Monday of October, 1945. The term of office of the members of the board of finance elected on the first Monday of October, 1939, for a term of six years, shall expire on the first Monday of October, 1945.

Sec. 6. All officers elected under the provisions of this act shall hold office until their successors shall be elected and shall have qualified.

Sec. 7. If the number of officers to be elected under the provisions of this act shall be even, no person shall vote for more than one-half of the number, and, if the number to be elected shall be odd, no person shall vote for more than a bare majority of the number.^{1EN}

Sec. 8. If a vacancy shall occur in any office provided for under the provisions of this act, the unexpired portion of the term of such office shall be filled by the selectmen.

Sec. 9. This act shall take effect upon its approval by a majority of the electors of said town at a special town meeting to be held on or before August 15, 1941.

SPECIAL ACT
CONCERNING TAXATION IN THE TOWN OF OLD SAYBROOK
[No. 232, Connecticut Special Acts (January 1937), page 684]

As long as the state tax commissioner shall approve, individual assessments lists of the Town of Old Saybrook need not contain a complete description of real property subject to taxation within said town, provided such lists shall contain references to maps and other data on file either in the office of the assessors or in the office of the town clerk, or both, of old Saybrook, containing such a complete description.

SPECIAL ACT
CONCERNING ADMINISTRATION BY THE TOWN OF OLD SAYBROOK
OF FUNDS FOR CARE OF CEMETERIES
[No. 353, Connecticut Special Acts (January 1957), page 455]

In any case in which the existence of any cemetery association in the town of old Saybrook has been terminated or such association has ceased to do business and no legal successor to such association has been designated, any trust funds administered by such association may, with the approval of the selectmen of said town, be transferred to the town; and the town shall act as the legal successor to such association to administer the principal as trustee and expend the interest for the purposes for which the trust was established.

SPECIAL ACT
INCORPORATING THE BOROUGH OF FENWICK^{2EN3}
[No. 271, Special Law of Connecticut (January 1899), page 231
Amendments follow.]

RESOLVED BY THIS ASSEMBLY: Section 1. That all of the electors of this state, who own real estate located in and who have been domiciled for two months during the year last past in the town of Old Saybrook and within the territory included within the following limits, to wit: Bounded north by the South Cove, so called; east by Connecticut river and land belonging to the United States; south by Long Island sound; and west by the east line of land of Daniel C. Spencer, said east line running about south from said South Cove to Long Island sound, the territory comprised within said boundaries being situated on the peninsula of Lynde's Point, and known as New Saybrook and so designated on a map thereof on file in the office of the town clerk of Old Saybrook; are hereby declared to be, and shall forever continue to be, a body politic and corporate within said town of Old Saybrook, by the name of the borough of Fenwick; and by that name they and their successors shall have perpetual succession, and shall be a person in law, capable of suing and being sued, pleading and being impleaded in all courts of whatsoever nature; and also of purchasing, holding, and conveying any estate, real or personal; and shall have a common seal and may change and alter the same at pleasure.

Sec. 2. All of the electors aforesaid, domiciled within said limits for two months during the year last past, and owners of real estate located within said limits, and all electors of the town of Old Saybrook who actually reside within the limits of the said borough shall be freemen at the first election of officers under this act and for the year next ensuing; and every elector of this state who shall thereafter have been domiciled within the limits of said borough for a period of two months during any year and who shall have owned real estate located in said borough during said time shall be a freeman of said borough for the year during which he has so owned real estate and been so domiciled for two months and for the year ensuing and all electors of the town of Old Saybrook who actually reside within the limits of said borough who votes in the said borough under the provisions of this act, but whose permanent residence is not within the limits of the town of Old Saybrook, may vote at all elections in any town in this state where he permanently resides, and the fact that any person is registered as a voter in the borough of Fenwick shall not deprive him of the right to register and vote in any town in this state where he has a permanent residence.

Sec. 3. The first annual meeting of the legal voters of said borough of Fenwick shall be held on the first Monday of July in the year 1899, at which meeting said voters shall elect from their number by a plurality of ballots a warden, six burgesses, a clerk, a treasurer, a collector, a borough sheriff, and one auditor. All of said officers of said borough shall be sworn to faithfully perform the duties of their several offices, and shall hold office until the next annual meeting, and until others shall be chosen and qualified in their stead. The annual meeting of the legal voters of said borough shall be held thereafter on the first Monday of July in each year, and a notice of said annual meeting shall be signed by the warden or any three of the burgesses, and shall designate the time and place of such meeting, the officers to be elected, and other business to be transacted thereat, and such notice shall be posted at least five days before the date of such meeting, on the public signpost in said borough.

Sec. 4. At all meetings of the voters of said borough held for the election of officers, the polls shall be open at nine o'clock in the forenoon and shall remain open until four o'clock in the afternoon. The voting for such officers shall be by ballot, and the casting, challenging, checking, and counting of ballots shall be regulated by the warden and burgesses of said borough by such by-laws, rules, and regulations as they may from time to time prescribe. The time for the transaction of business other than the election of officers, at all meetings of the voters of said borough, shall be fixed and designated by the board of warden and burgesses.

Sec. 5. Not less than ten of the legal voters of said borough shall constitute a quorum for the transaction of business at any special meeting of the voters of said borough; and if ten legal voters shall not be present at any such meeting, the warden of said borough, and, in the absence of the warden, the clerk of said borough, may adjourn said meeting from time to time until at least ten legal voters shall be present; and all meetings of the voters of said borough, where a quorum shall be present, may be adjourned from time to time by a vote of a majority of the legal voters present and voting; provided, that no election of officers shall be had at such adjourned meeting.

Sec. 6. Whenever at any meeting of the voters of said borough there shall be no election to an office, by reason of a tie vote, a new election for such office shall be held one week from the day of said meeting, at the same hour and place. Whenever any office shall be vacated by death, resignation, removal, or otherwise, such vacancy shall be filled by the board of warden and burgesses for the unexpired term; provided, however, that if the board of warden and burgesses do not, by a majority vote, fill such vacancy within one week after the same occurs, the warden of the borough, or, if there be no warden or he shall be absent or incapacitated to act, the senior burgess of the borough may fill such vacancy as aforesaid until the same is filled by the warden and burgesses.

Sec. 7. The seniority of a burgess shall be determined by his consecutive terms of office, and in

case there is no seniority vested in any member of the board of burgesses, then the eldest burgess who has held the office consecutively as long as any other member of said board shall be considered the senior burgess.

Sec. 8. The board of warden and burgesses shall hold its first regular meeting in each year at half-past seven o'clock on the evening of the day following the annual meeting, and thereafter meetings of said board may be called at any time by the warden or any four burgesses by leaving a notice of such meeting with, or at the usual place of domicile in said borough of the warden and each burgess, at least twenty-four hours before such special meeting; a majority of the board of warden and burgesses shall constitute a quorum at any meeting; each burgess shall have one vote, except as hereinafter provided: a majority of the burgesses present and voting at any meeting shall be necessary to pass any act or resolution, except in the case of a tie vote, as hereinafter provided.

Sec. 9. The warden of said borough shall be the chief executive officer thereof; he shall preside at all meetings of the voters of said borough, and at all meetings of the board of warden and burgesses, and at all meetings where he shall so preside he shall vote to dissolve a tie when necessary, except on the election of officers of the borough at a meeting of the voters of the borough, but shall not otherwise vote, except in the election of officers as aforesaid; he shall designate such freemen as he may choose to count the ballots at any meeting of the voters of said borough; he shall have full power and authority to preserve the peace in said borough and may suppress all riots and tumults with force if necessary; and may at all times require the aid of the sheriff, deputy sheriff, constable, watchman, or other peace officer, or all of them together, with such other aid as he may deem necessary to the proper discharge of his duties; he shall countersign all orders for money passed by the board of warden and burgesses, and drawn by the clerk upon the treasurer of the borough, and no such order shall be paid by such treasurer until so countersigned.

Sec. 10. Whenever the warden shall be removed from or vacate his office, or be absent, or from any cause be unable to perform the duties of his office, the senior burgess, and in case of the inability of the latter from any cause, the next senior burgess, and so on, shall act in the place of the warden during such inability, or until another person shall be elected warden, and while so acting as warden shall have all the powers and duties conferred upon the warden by this act, and all acts of such burgess while so acting as warden shall act in the same effect as like acts done by the warden and such temporary performance of the duties of warden shall in no wise disqualify such burgess from performance of his duties as burgess, and in meetings of the board of warden and burgesses such burgess while acting as warden may vote as a burgess, and in addition thereto have a casting vote in case of a tie.

Sec. 11. The clerk shall be clerk of the borough and clerk of the board of warden and burgesses, and shall act as such at all meetings of the voters of said borough, and at all meetings of said board of warden and burgesses; and it shall be his duty to make and keep all the records of such meetings and he shall be the custodian of all books, papers, and documents belonging to said borough and said warden and burgesses, except such books and documents as the treasurer shall be required to keep; he shall draw all orders on the treasurer for the payment of money which shall be authorized by the board of warden and burgesses, or the voters of the borough at any legal meeting; all books, papers, and documents so kept by the clerk shall be open to the inspection of any inhabitant of said borough at all reasonable times; he shall also post and serve all notices which may be required by the board of warden and burgesses, and shall perform such other clerical duty as may be required by said board or the voters of the borough, at any legal meeting. In the absence of the clerk, a PRO TEMPORE may be appointed by the warden of the borough, and such clerk PRO TEMPORE, while acting as clerk, shall have all the powers and be subject to all of the duties of clerk; it shall also be the duty of the clerk, or in his absence the clerk PRO TEMPORE, to prepare a list of all the electors within the borough at the last preceding electors' meeting in said borough, forty-eight hours previous to the annual or any

special meeting of the voters of the borough for the election of officers, to be used as a check list at such meeting; and no person shall vote at any such meeting unless his name shall be on such list, or unless his right to vote at any such meeting shall have matured under section two, by a continuous domicile of two months within the limits of said borough; and if such list cannot be prepared, then the list used at the last meeting of the voters of the borough for the election of officers shall, on the morning of the annual meeting, be revised by the warden and any two burgesses, or in the absence or inability of the warden by the clerk and any two burgesses, and be used until a certified list can be prepared. The name of any elector omitted from said list by clerical error, and the name of any elector whose right to vote shall have matured under section two, may be added on election day by the presiding officer.

Sec. 12. The treasurer of said borough shall have and exercise the same relative powers and duties in said borough as town treasurers have in their respective towns; he shall pay no money out of the borough treasury except on order of the clerk, countersigned by the warden, and shall be accountable to the borough.

Sec. 13. The borough sheriff shall have the same authority within the limits of the borough as constables have within their respective towns, and shall be liable to the same extent.

Sec. 14. The collector shall faithfully collect all rate bills, made out by the board of warden and burgesses under their hands, for all taxes laid by said borough; and any justice of the peace for Middlesex county, on their application or that of the collector, shall issue a warrant for the collection thereof, and the collector shall have the same powers as town collectors, and shall be accountable to the warden and burgesses, in the same manner as town collectors are accountable to selectmen, and shall pay over the taxes as fast as collected to the treasurer.

Sec. 15. The auditor shall annually examine the accounts of all the officers of the borough and report in writing to its annual meeting.

Sec. 16. The treasurer, collector, and borough sheriff shall, if required by the burgesses, give sufficient bonds to their acceptance, to the borough, for the faithful performance of their respective duties.

Sec. 17. Every officer of said borough, except the assessors, shall, before entering upon the duties of his office, be sworn to a faithful performance of his duties, and the form of the oath to be taken shall be as follows: You do solemnly swear that you will faithfully perform the duties of the office of of the borough of Fenwick to the best of your ability, so help you God. This oath may be administered to the clerk of said borough by any officer qualified to administer oaths in Middlesex county, and by said clerk to all the other officers; and the fact of such administration shall be recorded by the clerk.

Sec. 18. Said borough may lay taxes to meet all its assessments as herein provided and necessary expenditures, and the clerk of said borough shall, when requested by the warden, make an assessment list of all the real estate in said borough as appears by the assessment list of the town of Old Saybrook then last completed, and the list so prepared by the clerk shall correspond in description, amount, and value of said real estate with said town list. When real estate so entered in the town list is located partly within and partly without the limits of said borough, and there is no distinct and separate value put by the assessors of the town upon the part lying within said borough, the assessors of the town of Old Saybrook shall, on application of the warden of said borough, value such part of said real estate as lies wholly within the limits of said borough and return a list of the same to the clerk of said borough, which valuation shall be adopted by the borough for purposes of taxation. When the borough lays a tax on the list of real estate located in said borough, and the title to any real estate has in any way been changed between the first day of October next preceding and the time of laying said tax, the assessors of

the town of Old Saybrook shall value said real estate in the name of the person owning it at the time of laying said tax. The clerk of the borough shall return said list when completed, duly signed and sworn to by him, to the warden of said borough.

Sec. 19. The burgesses shall have power to lay a tax upon all real estate located in said borough as appears by the list prepared by the clerk, as provided in section eighteen of this act, at any regular or special meeting of the warden and burgesses of said borough, duly warned and holden for that purpose. When the tax is so laid by the warden and burgesses it shall be the duty of the clerk of said borough to prepare a rate bill apportioning to each owner of such real estate his proportionate share of the tax so laid, which rate bill, when prepared, shall be delivered to the collector of said borough and the collector of said borough shall have the same powers as collectors of towns to enforce payment of said tax; and said tax so laid shall constitute a lien upon all real estate located in said borough, and the clerk of said borough may file a lien upon any real estate located in said borough to secure the payment of said tax in the same manner and subject to the same regulations as is now provided by law for the collection of town taxes. If any person shall be aggrieved by the laying of any such tax so laid under the provisions of this section he shall have the same right of appeal as he would have had if said tax had been laid by the assessors of the town of Old Saybrook; provided, that he shall take his appeal within thirty days from the date when said tax is so laid.

Sec. 20. The warden and burgesses, when assembled according to law, shall have power to make, alter, repeal, and enforce such by-laws, orders, ordinances, and enactments, as they shall deem suitable and proper, not inconsistent with this resolution or contrary to the laws of this state or of the United States, for the following purposes: To manage, regulate, and control the finances and property, real and personal, of said borough; to regulate the sale, conveyance, and transfer of said property; to regulate the mode of assessment and collection of taxes for borough purposes not otherwise herein provided for; to provide for the due execution and delivery of deeds, grants, and releases of borough property, of contracts, and of other evidences of indebtedness issued by said borough; to provide the method of keeping the accounts of said borough, and of adjusting claims against the same; to regulate and fix the salaries and compensation of all officers and employes of the borough, and prescribe the duties of said officers and employes when not expressly defined by this resolution; to punish the resistance, hindrance, obstruction, or abuse of officers of said borough in the discharge of their duties; to preserve peace and order; to prevent and quell riots and disorderly assemblages; to prevent vice and immorality; to suppress gambling houses, houses of ill-fame, houses resorted to for the purposes of prostitution and lewdness and disorderly houses; to prevent assemblages of persons on the sidewalks to the obstruction, hindrance, or annoyance of the public; to compel the closing of saloons and other places where intoxicating liquors are kept and sold, at such suitable hours during the night season as said warden and burgesses may designate, and at such times and on such occasions as may be required by the public good; to protect said borough from fire, and from the danger of the same; to organize, maintain, and regulate a fire department and fire apparatus; to locate and establish wells, cisterns, or water-works for use in case of fire or for domestic use; to erect and keep in repair all buildings necessary for the use of the fire department; to purchase a fire engine, hose carriage, and other apparatus for use in case of fire, and to make rules and regulations for the safe-keeping and preservation of the same, and for the protection and preservation of wells, cisterns, or waterworks which may be established; to license, regulate, or prohibit the manufacture, keeping for sale, or use of fireworks, torpedoes, firecrackers, gunpowder, petroleum, dynamite, or other explosive or inflammable substance, and the conveyance thereof through any portion of the borough; to regulate the discharge of firearms in said borough; to regulate the erection of lamp-posts and of telegraph, telephone, and electric light poles, and the wires and fixtures thereof; to provide for the public lighting of the streets in said borough, and to protect the same from injury; to regulate all parades and processions, public assemblages, shows, and music in the public streets; to regulate the speed of animals and vehicles in said streets; to prescribe the width, grade, and kind of sidewalks to be made and laid in said borough, and compel the making and laying of the same; to compel the owners of the land

and buildings to remove the snow and ice from the sidewalks in front of such land and buildings, and to keep such sidewalks safe for public travel and free from all obstructions; to regulate and prohibit the depositing of any building material of any description on any sidewalk; to regulate or prohibit the running of animals at large in said borough; to license and regulate public hacks and carriages, and the charges of hackmen, carmen, and truckmen; to regulate the planting and removal and provide for the protection and preservation of trees in the public streets; to keep the streets and all public places quiet from all undue noise; to prohibit the crying of newspapers upon the Sabbath, or at any unreasonable hours upon the streets of said borough; to provide for the health of said borough, and to prevent and summarily abate every kind of nuisance; to regulate the use of cesspools, drains, sewers, and privies, and to regulate and prevent the location of pigpens or deposits of filth and rubbish in said borough; to compel the removal from any place in said borough of all nuisances injurious to health or offensive or annoying to the public at the expense of the owner of the premises where such nuisance exists; to regulate the removal of any offensive manure or other substance, swill, or nightsoil through the streets of the borough; to regulate the carrying on within the borough of any kind of trade, manufacture, or business prejudicial to public health, or dangerous to, or constituting an unreasonable annoyance to those living or owning property in the vicinity; to prohibit the sale of meat, vegetables, fish, produce, fruits, or food of any kind when the same is in such a condition as to endanger public health; to regulate the naming of streets; to establish building lines and regulate the construction of buildings; to construct and maintain piers and docks; to license and regulate sports, exhibitions, public amusements and performances, billiard and bowling saloons within said borough; to regulate and prevent the use of velocipedes, bicycles, and tricycles on the sidewalks of said borough; to prohibit and prevent the depositing of any filth, garbage, or rubbish in any of the gardens, cemeteries, and public and private enclosures; to protect, preserve, and care for public burying grounds, and to prevent the desecration thereof, and regulate the burial of the dead therein; to prevent cruelty to animals and restrain inhuman sports; to provide a public seal; to regulate and prescribe the mode of conducting all borough elections and the manner of warning borough meetings and meetings of the warden and burgesses, and the time and place of holding the same, when those matters are not expressly regulated by this act; to provide the mode for removal of any officer for cause; to provide places for holding meetings in said borough; to prescribe the amount of bonds to be given by the officers of the borough; and said warden and burgesses may prescribe fines and penalties for a violation of any of such by-laws, orders, ordinances, and enactments, and the penalties imposed may be recovered in any proper action brought for that purpose in the name of the borough of Fenwick, before any court having jurisdiction, for the use of the borough; and the violation of any such by-law or ordinance imposing a fine shall be a misdemeanor, and may be prosecuted by a grand juror of the town of Old Saybrook as in other criminal cases.

Sec. 21. No by-law or ordinance shall take effect and be enforced until the same has been posted for at least five days on the public signpost in said borough. No by-law or ordinance shall take effect until fifteen days after its passage, and no by-law or ordinance shall impose a greater penalty or fine than one hundred dollars. A certificate of the clerk of said borough of the due posting of any by-law or ordinance shall be PRIMA FACIE evidence of such posting.

Sec. 22. The warden and burgesses shall have power, and it shall be their duty, at the expense of said borough, to lay out, make, pave, repair, alter, widen, straighten, and discontinue streets, highways, drains, and sewers in said borough; provided, that the warden and burgesses shall not have power to alter, widen, straighten, or discontinue any public highway now regularly laid out within the limits of said borough, nor any public highway which may be hereafter laid out therein by authority of the town of Old Saybrook.

Sec. 23. The warden and burgesses shall have power to lay out, construct, and repair sewers and drains whenever they may deem the same necessary, through or along any street, highway, or public ground, or through any private ground by making suitable compensation therefor, and to assess such portion as they may deem reasonable of the cost of any such sewer or drain upon

the property of such person or persons as they shall find to be specially benefited thereby; provided, that in case the warden and burgesses, or a committee by them appointed, cannot agree as to the amount of damages to be paid to any person or persons, whose land or property is taken or affected, or as to the amount of benefits, in case benefits shall be assessed in the same manner as is provided in this act, when land is taken for highways.

Sec. 24. Before the warden and burgesses shall determine to lay out, alter, widen, straighten, or discontinue any street, highway, drain, or sewer in said borough, they shall cause a notice, signed by the warden of said borough or the clerk thereof, describing in general terms such proposed layout, widening, straightening, or discontinuance, and specifying a time and place when and where all persons whose lands are proposed to be taken therefor may appear and be heard before said warden and burgesses in relation thereto, to be posted on the signpost in said borough, at least three days before the time fixed in said notice for such hearing; and such posting on said signpost shall be legal and sufficient notice to all persons and corporations whose land is proposed to be taken for such improvement; at the time and place mentioned in said notice, and at any meeting adjourned therefrom, said warden and burgesses shall hear all of the parties in interest who may appear and desire to be heard in relation thereto.

Sec. 25. If, after such hearing, said warden and burgesses shall resolve to lay out, alter, widen, straighten, or discontinue such street, highway, drain, or sewer, they shall appoint a committee of their own number whose duty it shall be to make such layout, alteration, widening, straightening, or discontinuance, and report in writing their doings to said warden and burgesses, which report shall embody a descriptive survey of such street, highway, drain, or sewer, as laid out and designated. If said report shall be accepted and approved by said warden and burgesses, and said warden and burgesses and the parties in interest cannot agree as to the damages and benefits to be assessed, the warden, or, in case of his absence, inability, or being personally interested in said damages or benefits, the senior burgess of said borough shall appoint three disinterested and judicious freeholders of the state of Connecticut, to appraise the damages and assess the benefits, as the case may be, accruing to any person or persons from the taking of such lands for the public use as aforesaid, or from such layout, alteration, widening, straightening, or discontinuance; said freeholders shall be sworn to the faithful and impartial discharge of the duties of said appointment, and a certificate of such appointment and the administration of such oath shall be made under the hand of the officer appointing them, and recorded in the records of said borough. Before making any such appraisal of damages or assessment of benefits, said freeholders shall give notice to all persons interested of the time and place when and where they will meet for the purpose of attending to the duties of their appointment; such notice shall be deemed sufficient and legal if signed by the said freeholders, or a majority of them and published or posted in the same manner as is provided in section 24 of this act, or if given in such other manner as the warden or burgesses may prescribe. Said freeholders shall meet at the time and place designated in said notice and at such time as they may adjourn therefrom, and shall hear all of the parties in interest who may appear before them; and shall thereupon ascertain and determine what person or persons will be damaged by such taking of said land, or by such layout or alteration, and the amount thereof over and above any special benefit such person or persons may receive therefrom; also what other person or persons owning or interested in lands contiguous to or in the vicinity of the proposed improvement will be specially benefited by such taking of said land, or by such layout or alteration, and the amount thereof over and above any damage such person or persons may receive therefrom; also what other person or persons owning or interested as above will receive an equal amount of damages and benefits thereby; and such freeholders shall report the amount of damages and benefits thus ascertained and determined, and the names of the persons to whom the same respectively appertain and belong, with a general description of the property in respect to which benefits are assessed, to the warden and burgesses, who may accept said report, or return the same to said freeholders for reconsideration and correction; and upon the acceptance of said report, the clerk of the borough shall record the same in the records of the warden and burgesses; provided, that the whole amount of benefits assessed for any particular improvement shall not exceed the whole amount

of damages appraised on account of the same and the estimated cost of completing said improvement, which estimate said committee shall make and embody in its report; said warden and burgesses shall cause a notice signed by the warden or clerk of said borough containing the names of the persons thus assessed, with the amount of their respective assessments, to be posted on the public signpost in said borough; and such posting shall be deemed legal and sufficient notice to all persons interested in such assessments, and the same shall thereupon become due and payable. The warden and burgesses shall order the damages thus assessed and determined to be paid to the person or persons to whom they respectively belong out of the treasury of said borough; provided that if any such person or persons shall refuse or neglect to receive the amount so found due and ordered to be paid to him or them, the same shall be deposited in the treasury of the borough, to be paid to the person or persons entitled to receive it, whenever he or they shall apply for the same; and the descriptive survey before mentioned being signed by the warden or senior burgess, and entered upon said borough records and upon the town records of the town of Old Saybrook, and the damages assessed having been paid or deposited as aforesaid, said street, highway, drain, or sewer shall be and remain for the purpose for which it was laid out.

Sec. 26. The assessment of benefits so made shall be and remain a lien or real incumbrance upon the land upon which they are respectively made, and shall take precedence of all liens or incumbrances thereon except taxes; provided, however, that such lien shall not continue for a longer period than sixty days after the posting of the notice therefor as aforesaid, unless within that period a certificate, signed by the warden or clerk of said borough, describing the premises on which such lien exists, and the amount claimed by said borough as a lien thereon, shall be lodged with the town clerk of the town of Old Saybrook; and provided further, that such lien shall cease to exist whenever a certificate to that effect, signed by the warden or clerk of said borough for the time being, shall be lodged with said town clerk; all such certificates the said town clerk shall record with deeds of land; and such assessment may be collected by warrant under the hand of the warden of said borough in the same manner as town taxes are by law collected.

Sec. 27. All persons aggrieved by the appraisal of damages by said freeholders caused by the layout, alteration, widening, or straightening, or discontinuance of any street, highway, drain, or sewer, may, within thirty days after notice, as aforesaid, of said appraisal of damages, apply to any judge of the superior court for a re-appraisal of such damages, giving reasonable notice in writing to the clerk of said borough of the time and place of such application and of the name of the judge; and said judge shall appoint three judicious and disinterested freeholders of the state of Connecticut, who shall re-appraise such damages, and make report of their doings to the superior court in and for Middlesex county, which shall have authority, for any cause it may deem sufficient, to set aside said report and order another appraisal to be made, or make such other order therein as to justice shall appertain. If upon such application the damages shall be increased, and the same be approved by said court, the costs of the application shall be paid by said borough, otherwise by the applicant.

Sec. 28. It shall be the duty of the town of Old Saybrook annually to appropriate moneys sufficient for repairing and maintaining its streets and highways within the limits of said town, and it shall be the duty of the selectmen of said town, together with a committee of an equal number of the burgesses of said borough, to determine by majority vote of the whole number a certain proportionate sum of said moneys so appropriated to be paid by said town to said borough for the construction, maintenance, and repairs of streets and highways within the limits of said borough, and in case the selectmen and burgesses cannot agree by majority vote as aforesaid upon the amount so to be appropriated for the construction, maintenance, and repairs of streets and highways within the limits of said borough, the county commissioner of Middlesex county residing nearest to said borough shall be called in to give a deciding vote. The sum thus appropriated or agreed upon shall be paid into the treasury of said borough, and said town shall not be obliged thereafter to make or repair any street, bridge or highway within the limits of said borough for the year next ensuing, and when said sum is paid as aforesaid by said town into the treasury of said

borough said town shall in no way be liable on account of any defect existing in any of the highways in said borough for the year next ensuing; provided, that this section shall not be construed to apply to any streets or highways other than those now regularly and lawfully laid out or which may be hereafter regularly laid out under authority of the town of Old Saybrook within the limits of said borough; and provided further, that this section shall not be construed to include appropriations made pursuant to chapter CCXXIX of the public acts of 1897, entitled An Act to Provide for the Improvement of Public Roads.

Sec. 29. The warden and burgesses shall constitute and be a board of health in said borough, and shall have and may exercise all power and authority given by law to the boards of health of towns in this state, which they shall judge necessary for the prevention of the spread of disease and the promotion of the health of the inhabitants of said borough, and may make and cause to be executed all orders which they may deem necessary for such purpose, and may appoint committees to carry the same into effect; provided, that such orders shall not be inconsistent with the constitution and laws of this state or of the United States; and provided further that all orders and regulations of said board shall be posted for three days upon the signpost in said borough; and if any person or persons shall neglect or refuse to obey any order of said board of health, or of the committee by them appointed, upon being duly notified of such order to remove any filthy, putrid, or noxious substances which shall be deemed injurious to the health or cleanliness of said borough, the warden or any of the burgesses, or said committee, may cause the same to be removed at the expense of such person so refusing or neglecting, and for such purpose may enter upon and into all lands and buildings in said borough; and the expense of such removal may be recovered against such person by any proper action.

Sec. 30. The warden and burgesses may, from time to time, order the owner or owners of lands fronting on any street or highway, at the expense of such owner or owners, to make and lay sidewalks, of such width and kind and at such grade as said warden and burgesses shall designate and prescribe, and may limit such time as they may deem reasonable for the carrying out of such order, notice of which shall be given by the clerk of said borough by leaving a true and attested copy of such order with or at the usual place of abode of such owner or owners, within five days after the passage of the same, and if such owner be a nonresident of said borough, a true and attested copy of said order shall be deposited by said clerk in the post office in said Old Saybrook, postage paid, addressed to such owner at his place of residence, if the same be known and a like copy be left with his agent, or the person having charge of or occupying said premises, which shall be due and legal notice to said owner of such order. If any such owner or owners shall refuse or neglect to comply with such order within the time specified therein, the warden and burgesses may, by themselves, or by a committee by them appointed, execute said order in the manner therein prescribed, at the expense of the borough; and the expense incurred in executing such order shall, from the time when such expense begins to be incurred, be and continue a lien upon the land in front of which such sidewalk is made or laid in favor of said borough, which lien shall take precedence of all other liens except taxes, and such sum maybe collected by warrant under the hand of the warden in the same manner as town taxes are by law collected; provided, however, such lien shall not continue for a longer period than sixty days after final execution of such order, unless within that period a certificate shall be lodged, as provided in section 26 of this resolution.

Sec. 31. Said warden and burgesses shall establish a public signpost in said borough; and may make, establish, and adopt forms of orders and notices to be used under this act, and in enforcing the by-laws and ordinances passed in pursuance thereof, and the same shall be held to be appropriate and sufficient.

Sec. 32. The first meeting of the legal voters of said borough shall be held in said borough on the first Monday in July, 1899; the warning of which meeting shall be given by posting a notice in conspicuous places within said proposed borough at least five days before said meeting, which said notice shall be signed by Morgan G. Bulkeley, Francis Goodwin, Jacob L. Greene, George

H. Day, and William L. Matson, all of the town of Hartford, or a majority of them. Said persons, or a majority of them, shall, on or before the day preceding said meeting, prepare for use at said meeting a list of the legally qualified electors of this state who have been domiciled for two months during the year last past within the limits designated in section one of this resolution, and who have during said time owned real estate in said proposed borough, and such electors only shall be qualified to vote at said meeting. Said meeting shall be open at eleven o'clock in the forenoon and shall remain open until one o'clock in the afternoon. Said persons, or a majority of them, shall prepare a ballot-box for use at said meeting; they shall also appoint the moderator, checker, and counters for the taking of the votes at said meeting. At said meeting there shall be chosen by ballot the officers of said borough named in section three of this resolution, who shall hold their offices until the annual meeting next following, and until others shall be chosen and qualified in their stead.

Sec. 33. The inhabitants living within the limits of said borough shall remain and continue inhabitants of the town of Old Saybrook, entitled to all privileges and subject to all burdens in the same manner as if this resolution had never been passed. Always provided that this resolution or any provision thereof may be amended, altered, or revoked by the general assembly.

SPECIAL ACT
**AMENDING AN ACT INCORPORATING THE BOROUGH OF FENWICK, BY ELIMINATING
THE OFFICE OF AUDITOR AND REVISING PROCEDURE
FOR MAKING PAYMENTS FROM THE TREASURY
[No. 256, Connecticut Special Acts (January 1943), page 185]**

Section 1. Section three of number 271 of the special acts of 1899 is amended to read as follows: The first annual meeting of the legal voters of said borough of Fenwick shall be held on the first Monday of July in the year 1899, at which meeting said voters shall elect from their number by a plurality of ballots a warden, six burgesses, a clerk, a treasurer, a collector and a borough sheriff. All of said officers of said borough shall be sworn faithfully to perform the duties of their several offices, and shall hold office until the next annual meeting and until others shall be chosen and qualified in their stead. The annual meeting of the legal voters of said borough shall be held thereafter on the first Monday of July in each year, and a notice of said annual meeting shall be signed by the warden or any three of the burgesses, and shall designate the time and place of such meeting, the officers to be elected, and other business to be transacted thereat, and such notice shall be posted at least five days before the date of such meeting, on the public signpost in said borough.

Sec. 2. Section nine of said act is amended to read as follows: The warden of said borough shall be the chief executive officer thereof; he shall preside at all meetings of the voters of said borough, and at all meetings of the board of warden and burgesses, and at all meetings where he shall so preside he shall vote to dissolve a tie when necessary, except on the election of officers of the borough at a meeting of the voters of the borough, but shall not otherwise vote; except in the election of officers as aforesaid; he shall designate such freemen as he may choose to count the ballots at any meeting of the voters of said borough; he shall have full authority to preserve the peace in said borough, and may suppress all riots and tumults with force if necessary; and may at all times require the aid of the sheriff, deputy sheriff, constable, watchman or other peace officer, or all of them together, with such other aid as he may deem necessary to the proper discharge of his duties.

Sec. 3. Section eleven of said act is amended to read as follows: The clerk shall be clerk of the borough and clerk of the board of warden and burgesses, and shall act as such at all meetings of the voters of said borough and at all meetings of said board of warden and burgesses; and it shall be his duty to make and keep all the records of such meetings, and he shall be the custodian of all books, papers and documents belonging to said borough and said warden and burgesses,

except such books and documents as the treasurer shall be required to keep. All books, papers and documents so kept by the clerk shall be open to the inspection of any inhabitant of said borough at all reasonable times. He shall also post and serve all notices which may be required by the board of warden and burgesses, and shall perform such other clerical duty as may be required by said board or the voters of the borough, at any legal meeting. In the absence of the clerk a clerk pro tempore may be appointed by the warden of the borough, and such clerk pro tempore, while acting as clerk, shall have all the powers and be subject to all the duties of clerk; it shall also be the duty of the clerk, or in his absence the clerk pro tempore, to prepare a list of all the electors within the borough at the last preceding electors' meeting in said borough, forty-eight hours previous to the annual or any special meeting of the voters of the borough for the election of officers, to be used as a check list at such meeting; and no person shall vote at any such meeting unless his name shall be on such list, or unless his right to vote at such meeting shall have matured under section two, by a continuous domicile of two months within the limits of said borough; and if such list cannot be prepared, then the list used at the last meeting of the voters of the borough for the election of officers shall, on the morning of the annual meeting, be revised by the warden and any two burgesses, or in the absence or inability of the warden by the clerk and any two burgesses, and be used until a certified list can be prepared. The name of any elector omitted from said list by clerical error, and the name of any elector whose right to vote shall have matured under section two, may be added on election day by the presiding officer.

Sec. 4. Section twelve of said act is amended to read as follows: The treasurer of said borough shall have and exercise the same relative powers and duties in said borough as town treasurers have in their respective towns and shall be accountable to the borough.

Sec. 5. Section fifteen of said act is repealed.

SPECIAL ACT
AMENDING THE CHARTER OF THE BOROUGH OF FENWICK,
ELIMINATING THE OFFICE OF SHERIFF AND CHANGING
THE DATES OF ANNUAL MEETINGS
[No. 325, Special Acts of Connecticut (January 1951)
at page 223]

Section 1. Section 3 of number 271 of the special acts of 1899, as amended by section 1 of number 256 of the special acts of 1943, is amended to read as follows: The annual meeting of the legal voters of said borough of Fenwick shall be held on the first Saturday of July, at which meeting said voters shall elect from their number by a plurality of ballots a warden, six burgesses, a clerk, a treasurer and a collector. All of said officers of said borough shall be sworn faithfully to perform the duties of their several offices, and shall hold office until the next annual meeting and until others shall be chosen and qualified in their stead. A notice of said annual meeting shall be signed by the warden or any three of the burgesses, and shall designate the time and place of such meeting, the officers to be elected, and other business to be transacted thereat, and such notice shall be posted at least five days before the date of such meeting, on the public signpost in said borough.

Sec. 2. Section 8 of said number 271 of the special acts of 1899 is amended to read as follows: The board of warden and burgesses shall hold its first regular meeting in each year within two weeks after the annual meeting, and thereafter meetings of said board may be called at any time by the warden or any four burgesses by leaving a notice of such meeting with or at the usual place of domicile in said borough of the warden and each burgess, at least twenty-four hours before such special meeting. A majority of the board of warden and burgesses shall constitute a quorum at any meeting. Each burgess shall have one vote, except as hereinafter provided, and a majority of the burgesses present and voting at any meeting shall be necessary to pass any act or resolution, except in the case of a tie vote, as hereinafter provided.

Sec. 3. Section 9 of said number 271 of the special acts of 1899, as amended by section 2 of number 256 of the special acts of 1943, is amended to read as follows: The warden of said borough shall be the chief executive officer thereof. He shall preside at all meetings of the voters of said borough and at all meetings of the board of warden and burgesses, and at all meetings where he shall so preside he shall vote to dissolve a tie when necessary, except on the election of officers of the borough at a meeting of the voters of the borough, but shall not otherwise vote. He shall designate such freemen as he may choose to count the ballots at any meeting of the voters of said borough. He shall have full authority to preserve the peace in said borough, and may suppress all riots and tumults with force if necessary, and may at all times require the aid of the watchman, peace officer or such other aid as he may deem necessary to the proper discharge of his duties.

Sec. 4. Section 13 of said number 271 of the special acts of 1899 is repealed.

Sec. 5. Section 16 of said act is amended to read as follows: The treasurer and collector shall, if required by the burgesses, give sufficient bonds to their acceptance, to the borough, for the faithful performance of their respective duties.

**SPECIAL ACT
PROVIDING FOR BIENNIAL ELECTIONS IN THE BOROUGH OF FENWICK
[No. 28, Connecticut Special Acts (January 1957), page 23]**

Section 3 of number 271 of the special acts of 1899, as amended by section 1 of number 256 of the special acts of 1943 and section 1 of number 325 of the special acts of 1951, is amended to read as follows: A meeting of the legal voters of said borough of Fenwick shall be held on the first Saturday of July in the year 1957, and biennially thereafter, for the election from their numbers by a plurality of votes of a warden, six burgesses, a clerk, a treasurer and a collector. All of said officers of said borough shall be sworn faithfully to perform the duties of their several offices, and shall hold office until the next meeting and until the next meeting and until others shall be chosen and qualified in their stead. Notice of any meeting shall be signed by the warden or any three burgesses, and shall designate the time and place of such meeting, the officers to be elected, and other business to be transacted thereat; and such notice shall be posted at least five days before the date of such meeting on the public signpost in said borough.

**SPECIAL ACT
INCORPORATING THE KNOLLWOOD BEACH ASSOCIATION^{4EN}
[No. 478, Special Acts of Connecticut (January 1929),
page 1074. Amendments follow.]**

Section 1. The owners of record of land within the limits hereafter specified, in the locality known as Knollwood Beach and Knollwood West in the town of Old Saybrook, shall be, while they shall continue to be owners of such land, a body politic and corporate under the name of The Knollwood Beach Association, and they and their successors shall be a corporation in law with all the privileges set forth in section 3421 of the general statutes, and the rights, powers, privileges and duties hereinafter set forth.

Sec. 2. The object of this association is to provide for the improvement of the land in said territory and for the health, comfort, protection and convenience of persons living therein.

Sec. 3. The limits and territory of said The Knollwood Beach Association are defined and

established as follows: Beginning at a point in the center line of Maple Avenue where the northerly boundary line of the lands of Elva A. Simpson and Joseph F. Cosulich, known as "Knollwood West Club Property" extended westerly intersects said center line of Maple Avenue, thence running easterly along said northerly boundary line through the westerly boundary line of other lands of said Elva A. Simpson and Joseph F. Cosulich, known as the "Knollwood Beach Club property"; thence northerly following said westerly boundary line to Beeman's creek; thence easterly along Beeman's creek and South cove following the northerly boundary line of said lands of said Simpson and Cosulich known as the "Knollwood Beach Club property" to a ditch which is the easterly boundary line of said lands of Simpson and Cosulich; thence southerly following the easterly boundary line of said lands of Simpson and Cosulich, crossing the highway known as Maple Avenue to the low water mark of Long Island sound; thence running westerly following the low water mark of Long Island sound to a point on said low water mark opposite the easterly line of lot number two hundred and ten as shown on the plan of Cornfield Point Beach Club property; thence northerly following the east line of said lot number two hundred and ten to the center line of said Maple avenue; thence westerly and northerly following said center line of Maple Avenue to the point or place of beginning.

Sec. 4. Every member of the association of the age of twenty-one years or over, not otherwise prohibited by law from voting, so long as he shall continue to own real estate in said territory, shall be entitled to vote at any meeting of said association, and shall be eligible to any office therein.

Sec. 5. Said association may sue and be sued, and plead and be impleaded, own, hold and convey any estate, real or personal, and shall have a common seal with the privilege of altering it at pleasure; may provide, through by-laws, ordinances or otherwise, for the extinguishment of fires, oiling, sprinkling, care, repair and lighting of streets; laying of sidewalks and crosswalks; erection and maintenance of docks, break-waters, beaches and waterfronts; maintenance of corporate property; regulation of peddling, as provided for towns under section 422 of the general statutes; regulation of entertainments, concerts and celebrations; collection and disposal of garbage, refuse and ashes; abatement and prevention and regulation of every kind of nuisance and public annoyance; prevention and regulation of the carrying on within the limits of said association of any business prejudicial to public health, or dangerous to, or constituting an unreasonable annoyance to those living or owning property in the vicinity thereof; regulation of the erection of all lampposts, telegraph, telephone and electric light posts, and the wires and fixtures thereof; regulation of the planting, removal, protection and preservation of trees in the streets; keeping the streets and all public places within the limits of said association quiet and free from undue noise; prevention and abatement of every kind of nuisance and public annoyance; regulation of the use and construction of cesspools, drains, sewers and privies and the place and method of discharge of the same; prevention of assemblages of persons on the sidewalks to the obstruction, hindrance or annoyance of the public; location and maintenance of wells, cisterns or water works for use in case of fire or for domestic use; regulation of the discharge of firearms in said territory; regulation of the running of animals at large; regulation of the place and length of time for the parking of vehicles and regulation and prevention of the use of pig pens and the deposit of rubbish within the limits of the association; and may also prescribe fines and penalties for a violation of any such by-laws, ordinances or regulations not exceeding fifty dollars for any one offense and the penalties may be recovered in any proper action brought for that purpose in the name of The Knollwood Beach Association before any court having jurisdiction for the use and benefit of said association; and any violation of any such by-law or ordinance imposing a fine may be prosecuted by any grand juror in the town of Old Saybrook.

Sec. 6. The first meeting of the members of said association shall be held within thirty days after the approval of this act, at such time and place within the limits of said The Knollwood Beach Association, as the following persons or a majority of them shall appoint: Charles W. Riley, Charles F. Jones, Charles Poehnert, Elva A. Simpson, Peter Collins and Joseph F. Cosulich. Said meeting shall be held for the purpose of electing an executive board to consist of twelve

members of The Knollwood Beach Association; four of whom shall hold office until the first Monday after the first Saturday of June, 1930; four until the first Monday after the first Saturday of June, 1931; four until the first Monday after the first Saturday of June, 1932. Four members of said board shall be elected at the annual meeting held in each year beginning in the year 1930 for the term of three years from the first Monday of June following their election, and until their successors shall be elected and shall have qualified.

Sec. 7. Notices of the time and place appointed for said first meeting shall be signed by at least four persons named in section six hereof, and shall be sent by mail to each member of the association at least five days before the time appointed for said meeting. Said executive board shall be elected by a plurality of the ballots cast at said meeting and the polls for the reception of said ballots shall be open from two o'clock p.m. until five o'clock p.m. on said day.

Sec. 8. The annual meeting of the association shall be held on the first Saturday of June, in each year, at two o'clock p.m. on said day.

Sec. 8. The annual meeting of the association shall be held on the first Saturday of June, in each year, at two o'clock in the afternoon. Special meetings of the association may be held and warned in such manner as the by-laws prescribe, provided notice for any special meeting shall specify the object for which such meeting is called. Not less than twelve members of the association shall constitute a quorum for the transaction of business at any regular or special meeting.

Sec. 9. Notices of the annual and of all special meetings of the association shall be signed by the president or by the vice president and by two other members of the executive board, and may be given by mail or personally. In case they are given by mail, written notice of the time and place of such meetings shall be sent at least five days before the time appointed, by letter mailed in Middlesex county and addressed to each member of said association, at his legal residence, or if he shall be at the time dwelling within the limits of said territory, at such dwelling. Personal notice may be given by leaving with such member a written notice of such time and place of meeting, at least five days before the time appointed.

Sec. 10. The executive board shall hold its first regular meeting in each year on the evening of the Monday next following the annual meeting of the association, and notice of the time and place of meeting shall be given by the clerk by ballot from its members a president, vice president treasurer and clerk of said association, who shall hold office for one year from the day of their election and until their successors shall be duly elected and shall have qualified and they shall also be president, vice president, treasurer and clerk of the association. In case of a vacancy in any office, it may be filled for the unexpired portion of the term by majority vote of the remainder of the executive committee. The duties of each of these officers shall be defined by the by-laws of said association. It shall be the duty of such president or clerk, on the signed written request of any four members of said board, to call a meeting of said board. Notices of such meeting shall be given by leaving with or at the usual place of abode of each member a written notice signed by said president or clerk, specifying the time and place of such meeting, or by sending such notices by mail at least twenty-four hours before said meeting. A majority of said executive board shall constitute a quorum at any meeting thereof.

Sec. 11. The executive board shall have the care, custody and management of all funds and property of the association, and, when assembled according to law, shall have power to make regulations for the management and control of such property and its transfer and conveyance; to make regulations concerning the time and place of meetings of said executive board and of said association so far as they are not inconsistent with any of the special provisions of this act; to regulate the method of assessment and collection of taxes for association purposes; and to prescribe the duties and compensation of all officers and employees of the association. The president, vice president, clerk and treasurer shall serve without compensation, except that they

shall receive their actual expenses.

Sec. 12. Said executive board shall possess power, when so legally assembled, to make, alter, amend, repeal and enforce by-laws, regulations and ordinances, as they shall deem suitable, not inconsistent with this act or contrary to the laws of this state or of the United States, to accomplish the objects specified in section two and section five of this act.

Sec. 13. Any person who may be aggrieved by any order of the executive board making any assessment of benefits or damages, or requiring the construction of any sidewalk, curb or gutter, or the payment of any part of the expense thereof, may appeal therefrom in the manner prescribed in sections 475, 476, 477 and 478 of the general statutes, revision of 1918, and with like effect.

Sec. 14. Said executive board shall constitute and be a board of health of said association, and shall have and may exercise, within the limits of said association, all the power given by-law to town, city and borough health officers, except in relation to contagious diseases, and shall appoint a health officer, who shall serve without pay and who, under the direction of said health board, shall have and may exercise all power and authority given by-law to, and shall discharge all duties imposed by-law upon, health officers of towns in this state, except in relation to contagious diseases. Said board of health may make and cause to be executed all orders which it may deem necessary for the promotion of the health of the inhabitants of said association, and may make and cause to be executed all orders which it may deem necessary for such purposes; provided such orders shall fail to obey any order of said board of health, upon being notified in writing, signed by the health officer, and ordered to remove any filthy, putrid or noxious substances which shall be injurious to the health or cleanliness of said territory, the board of health may cause the same to be removed at the expense of such person so failing, and for such purpose the members of said board may, personally or by their health officer, or by their duly appointed agent enter upon and into all lands and buildings in said association, and the expense of such removal may be recovered against such person by any proper action in the name of said association.

Sec. 15. Said executive board may appoint police officers to act within the limits of said association, who shall have all the powers of constables within said territory, for the purpose of making arrests for violation of law or of the regulations and by-laws of said association, and said executive board may fix the compensation of such police officers.

Sec. 16. Said executive board shall establish a public signpost within the limits of said The Knollwood Beach Association and may make, establish and adopt forms of orders and notices to be used under this act.

Sec. 17. No by-law or ordinance shall take effect or be enforced until the same has been posted for at least three days on the public sign post of said association; nor shall any by-law or ordinance take effect until fifteen days after its passage. A certificate of the clerk of said association of the due posting of any by-law or ordinance shall be prima facie evidence of such posting.

Sec. 18. The clerk of said board shall, on or before the first day of July of each year, prepare an assessment list of all the real estate in said territory, including therein the value of houses and buildings and improvements thereon, placing in the name of each member of the association such lands, buildings and improvements as are assessed to such member on the last assessment list of the town of Old Saybrook, at the value at which they stand assessed on such assessment list. Said clerk shall, on or before the first day of July, report such list to the executive board, which shall revise such list, and, if said board shall find that in any particular it does not correspond with the last assessment list of the town of Old Saybrook, said board shall correct the

same, and such list, when so revised and if necessary corrected, shall be adopted by said executive board and shall then be and constitute the assessment list of said The Knollwood Beach Association. Such list shall be so revised and completed and recorded by the clerk in the books of the association, on or before the fifteenth day of July, and shall be open to inspection by any member of the association.

Sec. 19. Any person claiming to be aggrieved by any such proportional valuation by said board may appeal to the superior court in the manner provided by the general statutes for appeals from boards of relief.

Sec. 20. Said association, at its annual meeting or at any special meeting called for that purpose, by a majority vote of those present at such meeting, may lay a tax, for the purposes herein specified, of any exceeding seven mills on the dollar of the total value of said real estate as shown by the assessment list hereinbefore provided for, and shall appoint a collector to collect such tax, and rate bills shall be made out and signed by said board, and warrants may be issued for the collection of money due on such rate bills, pursuant to the provisions of section 1278 of the general statutes.

Sec. 21. Written notice of the rate of such tax and of the amount apportioned to each member of the association shall be sent by the clerk of the executive committee within ten days from the laying of such tax, and such tax shall be due and payable within thirty days from the sending of such notice, and, if such tax be not paid when due, it shall bear interest at the rate of nine per centum per annum from the date when it was so payable. The collector shall have all the power of collectors of town taxes and shall be accountable to the executive committee in the same manner as town collectors are accountable to selectmen, and shall pay the taxes as soon as collected to the treasurer of the association. Each such tax shall be a lien upon the property upon which it shall be laid for one year from the time of the laying of such tax, and may be collected by suit in the name of said association, or by foreclosure of such lien. Such lien may be continued by certificate to be recorded in the land records of the town of Old Saybrook, pursuant to the provisions of section 1308 of the general statutes.

Sec. 22. No contract which shall involve an expenditure of money in excess of five hundred dollars or more in any year shall be made by the executive committee unless the same shall be specially authorized by a vote of the association. The directors shall not, within any year, make contracts or incur obligations which shall, in the aggregate, amount to more than the sum of one thousand dollars, unless the same shall be authorized by a vote of the association; nor are the directors authorized to borrow money without like authority.

Sec. 23. The executive committee may, by a three quarters vote of those present at any meeting, abate the taxes assessed as aforesaid upon any such person or persons as are poor and indigent and unable to pay the same, causing a proper entry to be made on its records.

Sec. 24. This act shall become effective upon its adoption by a majority vote of all those owners of record of land within the limits of said association herein set forth at the first meeting of the association called as provided for in sections six and seven of this act. For the purpose only of adopting this act, each owner of record present at said meeting shall be entitled to cast one vote for each separate lot, plot or parcel of land which he, she or it owns as said lots, plots and parcels are laid out and shown on the map of Knollwood Beach Club property and the map of Knollwood West Club property, which maps are on file in the office of the Town Clerk of Old Saybrook.

SPECIAL ACT
AMENDING AN ACT INCORPORATING THE
KNOLLWOOD BEACH ASSOCIATION

[No. 168, Connecticut Special Acts (January 1931), page 125]

Section 1. Section six of an act incorporating The Knollwood Beach Association, approved June 18, 1929, is amended by adding thereto the following: "In the event that the date fixed for the holding of the annual meeting of the association shall be changed after the year 1930, the members of said board shall be elected for a term of three years from the day of their election, and until their successors shall be elected and shall have qualified."

Sec. 2. Section eight of said act is amended by striking out, in the second line, the word "June" and inserting in lieu thereof the word "May."

Sec. 3. Section nine of said act is amended by striking out in the second line the word "and" and substituting in lieu thereof the word "or".

Sec. 4. Section ten of said act is amended to read as follows: The executive board shall hold its first regular meeting in each year at six o'clock, p.m., eastern standard time, on the evening of the day of the annual meeting of the association. Said board shall elect, by ballot, from its members, a president, vice president, treasurer and clerk, who shall hold office for one year from the day of their election, and until their successors shall be duly elected and shall have qualified, and they shall also be president, vice president, treasurer and clerk of the association. In case of a vacancy in any office it may be filled, for the unexpired portion of the term, by a majority vote of the remainder of the executive board. Special meetings of the executive board may be held and warned in such manner as the by-laws may prescribe, provided notice of any special meeting shall specify the object or objects for which such meeting is called. The duties of each of these officers shall be defined by the by-laws of said association. Such president or clerk, on the signed written request of any four members of said board, shall call a meeting of said board. Notices of such meeting shall be given by leaving with, or at the usual place of abode of each member, a written notice, signed by such president or clerk, specifying the time and place of such meeting, or by sending such notices by mail at least twenty-four hours before such meeting. A majority of said executive board shall constitute a quorum at any meeting thereof.

Sec. 5. Section eighteen of said act is amended by striking out, in the second, eighth and sixteenth lines, the word "July" and inserting in lieu thereof the word "April".

Sec. 6. Section twenty one of said act is amended by striking out, in the third and eighth lines, the word "committee" and inserting in lieu thereof the word "board"; and by striking out in the third line the word "ten" and inserting in lieu thereof the word "fifteen".

Sec. 7. Section twenty two of said act is amended by striking out, in the third line, the word "committee" and inserting, in lieu thereof, the word "board"; and by striking out, in the fourth and seventh lines, the word "directors" and inserting in lieu thereof the words "executive board"; and by striking out in the seventh line the word "are" and inserting in lieu thereof the word "is"

Sec. 8. Section twenty three of said act is amended to read as follows: The executive board may, by a three-quarters vote of those present at any meeting, abate the taxes, in whole or in part, assessed as aforesaid, causing a proper entry to be made on its records.

**SPECIAL ACT
AMENDING AN ACT INCORPORATING THE
KNOLLWOOD BEACH ASSOCIATION
[No. 404, Connecticut Special Acts (January 1947), page 593]**

Section 1. Section seven of an act incorporating The Knollwood Beach Association, approved

June 18, 1929, is amended by striking out the words "five o'clock p.m." and substituting in lieu thereof the words "three o'clock p.m."

Sec. 2. Section eight of said act, as amended by number 168 of the special acts of 1931, is amended to read as follows: The annual meeting of the association shall be held on the fourth Saturday of June in each year, at two o'clock in the afternoon. Special meetings of the association may be held and warned in such manner as the by-laws may prescribe, provided notice for any special meeting shall specify the object for which such meeting is called. Not fewer than six members of the association shall constitute a quorum for the transaction of business at any regular or special meeting.

Sec. 3. Section six of said act, as amended by said special act number 168, is amended by striking out the last sentence thereof, and substituting in lieu thereof the following: If the date fixed for the holding of the annual meeting of the association is changed, the members of said board shall be elected for a term of three years from the date of their election, and until their successors are elected and have qualified.

SPECIAL ACT
INCORPORATING THE CHALKER BEACH IMPROVEMENT ASSOCIATION^{5EN6}
No. 415, Connecticut Special Acts (January 1931),
page 378. Amendments follow.]

Section 1. All owners of cottages and dwellings or other real estate within the limits hereinafter specified in the locality known as Chalker Beach, in the town of Old Saybrook, are constituted a body politic and corporate by the name of the Chalker Beach Improvement Association.

Sec. 2. The limits and territory of said association are defined and established as follows: Southerly by Long Island sound; easterly by estate of R. H. Tucker and property of C. E. Beach; northerly by property of C. E. Beach, estate of R. H. Tucker, The New Haven and Shore Line Railway Company, A. D. W. C. Chalker and Antonio Viggiano and westerly by property of Charles R. Marvin.

Sec. 3. All owners of a cottage or dwelling or other real estate within said limits, and all persons who shall, after this act takes effect, own any cottage, dwelling or other real estate within said limits shall be members of said The Chalker Beach Improvement Association and shall be entitled to vote in any meeting of such members and shall be eligible to any office provided for in this charter.

Sec. 4. The first meeting of the members of said association shall be held on the second Saturday in June, 1931, at such time and place within the limits of said The Chalker Beach Improvement Association as the committee hereinafter named shall designate in the warning of such meeting, for the purpose of electing a board of governors, who shall hold office until the next annual meeting and until others shall be chosen in their stead. Annual meetings shall be held on the third Saturday of June each year at such time and place within the limits of said association as said board of governors shall direct, and at such meeting a board of governors of nine members shall be elected to serve for one year from their election and until others shall be chosen in their stead.

Sec. 5. A. R. Jones, E. Louise Sparks, H. W. Weeks, H. B. Barnes, Fred W. Burgey, Roger F. Montgomery, Olin Oldershaw, Ralph Wells and Martin J. Doyle, or a majority of them shall have power to warn the first meeting of the members of said association, which warning shall be written or printed and signed by a majority of said committee and three or more copies shall be posted in public places within the limits of said association. Notice of such meeting shall also be

sent to each property owner of said proposed association at least five days before such meeting. A member of such committee shall call such meeting to order. Such meeting shall choose a moderator and clerk and shall elect each member of the board of governors in the manner prescribed in rules or bylaws adopted by said association.

Sec. 6. Any vacancy in said board of governors may be filled by the majority of the remaining members for the remainder of the term.

Sec. 7. Said association shall have power to adopt bylaws, rules and regulations for its government, and the board of governors shall enforce the same in the name of the association. Said association shall have power to hold, purchase, sell and convey such real and personal estate as the purposes of said association shall require; and it may employ one or more persons to remove all garbage, filth, ashes and other refuse matter within the limits of said association and authorize such person or persons to make entry on any private property within said limits for the purpose of removing the same. Said association may employ one or more persons to act as special police and watchmen of the property within its limits, who shall be empowered to enter on any of the private property within said limits whenever it shall be necessary for the protection of the same from fire, theft, loss or injury. Said association may make all necessary rules and regulations for the care and protection of the open beach above high water mark within the limits hereinbefore described, not inconsistent with any right therein heretofore acquired by any individuals.

Sec. 8. The board of governors shall prepare and submit to said association at each annual meeting a budget and recommend a tax for the purposes of and based on such budget, of not exceeding five mills on the dollar of the total value of real estate within the limits of said association as shown by the last completed grand list of the town of Old Saybrook, which budget and tax rate shall be posted on the signpost of said association not less than five days before such annual meeting. Said association shall have the power to decrease such budget and rate of taxation recommended by said board of governors, but in no case shall it have power to increase such budget and rate of taxation. The rate of taxation so recommended by said board of governors shall be final unless decreased by the association at such annual meeting. Said board shall appoint a tax collector to collect such taxes, and a rate book shall be made out and signed by the clerk of said board on or before the third Saturday of July each year, and warrants may be issued for the collection of money due on such rate bills, pursuant to the provisions of section 1208 of the general statutes.

Sec. 9. Written notice of the rate of such tax and of the amount apportioned to each member of the association shall be sent by the tax collector on or before the following April fifteenth, and such tax shall be due and payable on the fifteenth of the following May, and, if such tax be not paid when due, it shall bear interest at the rate of nine per centum per annum from the date when it was so payable. The tax collector shall have all the powers of collectors of town taxes and shall pay over the taxes as soon as collected to the treasurer of the association. Each such tax, if not paid when due, shall be a lien upon the property upon which it shall be laid for one year from the time of the laying of such tax. Such lien may be continued by certificate to be recorded in the land records of the town of Old Saybrook, pursuant to the provisions of section 1235 of the general statutes.

Sec. 10. Said association may collect all such assessments from the several owners of such properties by action at law in the name of said association, and any money due on any such assessment shall be a lien upon the property of any such owner, which may be foreclosed in the same manner in which liens for taxes due the town of Old Saybrook are foreclosed. The board of governors shall have power to abate any tax if any taxable property shall be destroyed by fire or by the elements prior to the date when such tax was due.

Sec. 11. Fifteen members of said association shall constitute a quorum for the transaction of

business, and any member may designate in writing any person to act as his or her proxy at any meeting of said association.

Sec. 12. Notice in writing of each meeting of the association, stating the purpose of the meeting, shall be given by the clerk by letter, postage paid addressed to each member of the association and mailed at least five days before such meeting.

Sec. 13. Said board of governors shall, within said limits, examine into all nuisances and sources of filth injurious to the public health and cause to be removed all filth found within said limits which, in its judgment, may endanger the health of the inhabitants or render the occupation of any dwelling undesirable, and may notify all persons causing or maintaining any such nuisance to abate the same within such time as the board of governors shall order, and if the same shall not be abated as ordered, said board may abate the same and recover the expense thereof from any person so causing or maintaining the same, by an action in the name of said association.

Sec. 14. Said association shall have the same power and privileges regarding fires, sewers and health as towns.

Sec. 15. By-laws or rules of said association shall be enacted at a regular annual meeting or at a special meeting called for such purpose.

Sec. 16. Said board of governors shall elect from its members a chairman, a clerk and a treasurer. The chairman shall preside over all meetings of the board and the association and be the chief executive officer of the association. In the absence of the chairman, the clerk or treasurer shall preside. The clerk shall sign all warnings, notices, orders and by-laws and shall keep a record of all doings of said association. The treasurer shall keep an account of all moneys received and paid out and shall report at each annual meeting.

Sec. 17. Said association shall have no jurisdiction of the limits herein described between high and low water mark except to abate nuisances, prevent the depositing of sewage or garbage and quell disturbances and breaches of the peace.

**SPECIAL ACT
AMENDING AN ACT INCORPORATING THE
CHALKER BEACH IMPROVEMENT ASSOCIATION
[No. 556, Connecticut Special Acts (January 1931), page 697]**

Section 1. The last sentence of section four of number 415 of the special act of 1931 is amended to read as follows: Annual meetings shall be held on the first Saturday of September each year at such time and place within the limits of said association as said board of governors shall direct, and at such meeting a board of governors of nine members shall be elected to serve for one year from their election and until others shall be chosen in their stead.

Sec. 2. The last sentence of section eight of said act is amended to read as follows: Said board shall appoint a tax collector to collect such taxes, and a rate book shall be made out and signed by the clerk of said board on or before the third Saturday of October each year, and warrants may be issued for the collection of money due on such rate bills, pursuant to the provisions of section 1208 of the general statutes.

Sec. 3. Add a new section to be known as section eighteen as follows: At a special meeting of said association to be held on July 20, 1931, the board of governors shall submit a budget and recommend a tax to cover the expenses of said association for the current year. Proper notices of said tax shall have been mailed all members five days before said meeting and, upon a vote of

said association, taxes shall be due July 15, 1931, and be subject to the provisions of the charter of said association as to taxes not herein changed.

**SPECIAL ACT
AMENDING THE CHARTER OF THE
CHALKER BEACH IMPROVEMENT ASSOCIATION
[No. 56, Connecticut Special Acts (January 1933), page 774]**

Section two of number 415 of the special acts of 1931 is amended to read as follows: The limits and territory of said association are defined and established as follows: Southerly by Long Island sound; easterly by a small stream which is also the easterly boundary of the estate of R. H. Tucker and property of C. E. Beach; northerly by property of C. E. Beach, The New Haven and Shore Line Railway Company, A. D. W. Chalker and Antonio Viggiano and westerly by property of Charles R. Marvin.

**SPECIAL ACT
INCORPORATING THE SAYBROOK MANOR ASSOCIATION
[No. 308, Connecticut Special Acts (January 1933), page 973]**

Section 1. All owners of cottages and dwellings or other real estate specifically located within the limits hereinafter specified in the locality known as Saybrook Manor in the town of old Saybrook, are constituted a body politic and corporate by the name of The Saybrook Manor Association.

Sec. 2. The limits and territory of said association are defined and established as follows: Northerly, by Penfield property; easterly, by Middletown road; southerly, by Long Island sound; and westerly, by Sea Lane and Indian Town; being land formerly known as the "Dennison Farm" and developed by Jas. Jay Smith Company, together with individually owned lots numbers 32, 33, 34 and 40 on the east side of Middletown road. The limits and territory of said association may be extended at any time so as to include any other land in the town of Old Saybrook adjacent to that above described, upon written application of the owner or owners of such other land, in an instrument describing the same and the terms of such proposed annexation, provided such application shall be accepted by a two-third's vote of the members present or represented at any annual or special meeting of said association. If such application shall be thus accepted, it shall be recorded on the records of said association and in the land records of the town of Old Saybrook, and thereupon such other land shall be incorporated within the limits and territory of said association and the owner or owners of such other land, while they are owners thereof, shall be a part of said body politic and corporate.

Sec. 3. All owners of a cottage or dwelling or other real estate within said limits, and all persons who shall, after this act shall take effect, own any cottage, dwelling or other real estate within said limits, shall be members of said The Saybrook Manor Association and shall be entitled to vote in any meeting of such members and shall be eligible to any office provided for in this charter.

Sec. 4. The first meeting of the members of said association shall be held during the month of May, 1933 at such time and place within the limits of said The Saybrook Manor Association as the committee hereinafter named shall designate in the warning of such meeting, for the purpose of electing a board of governors, who shall hold office until the next annual meeting and until others shall be chosen in their stead. Annual meetings shall be held during the month of May each year at such time and place within the limits of said association as said board of governors shall direct, and at such meeting a board of governors of nine members shall be elected to serve for one year from their election and until others shall be chosen in their stead.

Sec. 5. W. J. McKee, H. B. Smith, H. C. Brainard, W. J. Reley, G. Arendt, S. Tobias, E. Copeland, W. Groth, H. Wilson and A. W. Bulluss, or a majority of them, shall have power to warn the first meeting of the members of said association, which warning shall be written or printed and signed by a majority of said committee and three or more copies shall be posted in public places within the limits of said association. At least five days before such meeting, written notice thereof shall be mailed to each property owner of said proposed association in accordance with addresses of such property owners appearing on the records of the tax collector of the town of Old Saybrook. A member of such committee shall call such meeting to order. Such meeting shall choose a moderator and clerk and shall elect each member of the board of governors separately by ballot. All subsequent meeting, annual or special shall be warned by the board of governors in the manner prescribed in rules or by-laws adopted by said association.

Sec. 6. Any vacancy in said board of governors may be filled by the majority of the remaining members for the remainder of the term.

Sec. 7. Said association shall have the power to make, alter and repeal by-laws, rules and regulations for its government, and the board of governors shall enforce the same in the name of the association. Said association shall have the power to hold, purchase, sell and convey such real and personal estate as the purposes of said association shall require; and it shall have the power to adopt such regulations as it may deem expedient respecting the removal of all garbage, filth, ashes and other refuse matter within the limits of said association, employing one or more persons to handle the removal of the same under its authority, which person or persons shall be authorized to make entry upon any private property within said limits for the purpose of removing the same. Said association may employ one or more persons to act as special police and watchmen of the property within its limits, who shall be empowered to enter upon any of the private property within said limits whenever it shall be necessary for the protection of the same from fire, theft, loss or injury; and the judiciary and the police authorities of the town of Old Saybrook shall punish for the resistance to or obstruction of such special police while in the proper performance of their official duties, in the same manner as though they were duly constituted police officers of the town of Old Saybrook. Said association shall make all necessary rules and regulations for the care and protection of the open beach above high water mark within the limits hereinbefore described, not inconsistent with any right or rights therein heretofore acquired by any individuals.

Sec. 8. The board of governors shall prepare and submit to said association at each annual meeting a budget and recommend a tax for the purposes of and based on such budget, of not exceeding five mills on the dollar of the total value of real estate within the limits of said association as shown by the last completed grand list of the town of Old Saybrook, which budget and tax rate shall be posted on the signpost of said association not less than five days before such annual meeting. Said association, according to its best judgment of the best interests of all of the members of the association, shall have the power to decrease such budget and rate of taxation. The rate of taxation so recommended by said board of governors shall be final unless decreased by the association at such annual meeting. Said board shall appoint a tax collector to collect such taxes, and a rate book shall be made out and signed by the clerk of said board on or before the third Saturday of June each year, and warrants may be issued for the collection of money due on such rate bills, pursuant to the provisions of section 1208 of the general statutes.

Sec. 9. Written notice of the rate of such tax and of the amount apportioned to each member of the association shall be sent by the tax collector on or before the following April fifteenth, and such tax shall be due and payable on the fifteenth of the following May, and, if such tax be not paid when due, it shall bear interest at the rate of nine per cent per annum from the date when it was so payable. The tax collector shall have all the powers of collectors of town taxes and shall pay over the taxes as soon as collected to the treasurer of the association. Each such tax, if not paid when due, shall be a lien upon the property upon which it shall be laid for one year from the

time of the laying of such tax.

Sec. 10. Said association may collect all such taxes from the several owners of such properties by action at law in the name of said association, and any money due on any such tax shall be a lien upon the property of any such owner, which may be foreclosed in the same manner in which liens for taxes due the town of Old Saybrook are foreclosed. The board of governors may abate any tax if any taxable property shall be destroyed by fire or by the elements prior to the date when such tax was due, or, by a three-quarters vote of those present at any meeting may abate the taxes assessed as aforesaid upon any such person or persons as are poor and indigent and unable to pay the same, causing a proper entry to be made on its records.

Sec. 11. Seven members of the association shall constitute a quorum for the transaction of business at any meeting of said association.

Sec. 12. Notice in writing of each meeting of the association, stating the purpose of the meeting, shall be given by the clerk by letter or card, postage paid, addressed to each member of the association and mailed at least five days before such meeting.

Sec. 13. Said board of governors shall, within said limits, examine into all nuisances and sources of filth injurious to the public health and cause to be removed all filth found within said limits which, in its judgment, may endanger the health of the inhabitants or render the occupation of any dwelling undesirable, and may notify all persons causing or maintaining any such nuisance to abate the same within such time as the board of governors shall order, and, if the same shall not be abated as ordered, said board may abate the same and recover the expense thereof from any person so causing or maintaining the same, by an action in the name of said association.

Sec. 14. Said association shall have the same powers and privileges regarding fires, sewers and health as towns.

Sec. 15. By-laws, rules and regulations of said association may be enacted, altered, amended or repealed at any meeting of the association, providing due notice of the same is properly given in the call for such meeting.

Sec. 16. Said board of governors shall elect from its members a chairman, a clerk and a treasurer. The chairman shall preside over all meetings of the board and the association and be the chief executive officer of the association. In the absence of the chairman, the clerk or treasurer shall preside. The clerk shall sign all warnings, notices, orders and by-laws and shall keep a record of all doings of said association. The treasurer shall keep an account of all moneys received and paid out and shall report at each annual meeting.

Sec. 17. Said association shall have no jurisdiction of the limits herein described between high and low water mark except to abate nuisances, prevent the depositing of sewage or garbage and quell disturbances and breaches of the peace.

SPECIAL ACT
INCORPORATING THE INDIAN TOWN ASSOCIATION
[No. 477, Connecticut Special Acts (January 1939), page 369]

Section 1. The owners of record of land within the limits hereinafter specified, in the locality known as Indian Town, in the town of Old Saybrook, shall be, while they shall continue to be owners of such land, a body politic and corporate under the name of "The Indian Town Association," and they and their successors shall be a corporation in law with all the privileges set forth in section 3382 of the general statutes, except the privilege of issuing stock or bonds, and

with the rights, powers, privileges and duties hereinafter set forth. Each member of the association of the age of twenty-one years or over, not otherwise prohibited by-law from voting, so long as he shall continue to own real estate in said territory, shall be entitled to vote at any meeting of said association and shall be eligible to hold any office therein. All owners of any interest in any given lot or parcel of real estate shall be considered as one owner for the purpose of voting and shall be entitled collectively to cast one undivided vote.

Sec. 2. The object of this association is to provide for the improvement of the land in said territory and for the health, comfort, protection and convenience of persons living therein.

Sec. 3. The limits and territory of said The Indian Town Association are defined and established as follows: All that land in the town of Old Saybrook, shown on a map entitled "Indian Town, Old Saybrook, Conn., property of H. T. & F.S. Chapman, Arthur A. Shurtleff, Boston, Consulting Landscape Architect, Chas. Wellington Walker, Architect, 347 State St., Bridgeport, Conn., revised May 1, 1931," with certain contiguous adjoining parcels of land more specifically described hereinafter. Said land, as shown on the map referred to, is bounded and described as follows: First parcel: Beginning at Boston Post road at the northwesterly corner of the homestead property of Frederick S. Chapman, thence running westerly about 278.2 feet along Boston Post road to other land formerly of Frederick S. Chapman, thence running in a general southerly direction along land formerly of Frederick S. Chapman about 691.9 feet to the Old Post road, thence running in a general easterly direction along the course of said Old Post road to the southeasterly corner of "Section N" as shown on said map, thence running in a general northerly direction along the rear line of lots numbered 28-53, both inclusive, in said section N to point of beginning, being all of section N as shown on said map. Second parcel: Beginning at the intersection of the center lines of the public highways known as "Old Post Road" and "Sea Lane," thence running southerly by the center of Sea Lane as far as Sea Lane borders on Saybrook Manor; thence running easterly and then southerly by Saybrook Manor to Long Island sound; thence running in a general westerly direction following the sound to the center line of Sea Lane, and northerly by said center line to the north line of land of Isidore Wise and westerly by land of Wise, and land of Cuyler, and southerly by land of Cuyler to the sound; thence running in a general westerly direction and thence in a general southerly direction by the sound to land of Beach and Company; thence running westerly and thence southerly by said Beach land to Long Island sound; thence running westerly by the sound to land now or formerly of Elizabeth H. Bailey; thence running northerly by said land of Bailey to land of Beach and Company; thence running easterly and northerly by land of Beach and Company to Indian creek; thence running in a general northerly direction by Indian creek to marsh land of The Aquaterra Company; thence running easterly and thence northerly along said marsh land of The Aquaterra Company and marsh land now or formerly of the estate of J. S. Dickenson to land of F. T. Techter; thence running easterly and thence northerly by said land of said Techter to land of one Smith; thence running easterly, thence northerly by land of said Smith to the center line of the Old Post road; thence running easterly by said center line of Old Post road across Nehantic Trail to Sea Lane at the point of beginning. Third parcel: Contiguous property owned jointly by Mrs. Lucius Fuller and Mrs. Winthrop Buck located southerly of lot 12 and easterly of lot 13, section F. Fourth parcel: Contiguous property owned by Dr. Charles P. Botsford located easterly of lots 10, 11 and 12, section F, and adjoining parcel 3 on the east.

Sec. 4. At any time hereafter, any parcel of land which is contiguous to the territory of said association as above defined, for at least twenty-five feet on any one boundary line, may become a part of the territory of this association in the following manner: The owners thereof may make a written application to the association that such contiguous land, bounding the same, be added to the territory of said association. The officer receiving such application shall cause the same to be considered and acted upon by the executive board within one month. If a majority of the whole membership of such board shall favor such annexation, they shall cause a special meeting of the association itself to be held within one month from the time of their approval. Such meeting to consider such matter shall be warned as special meetings of the association are warned and, if a

majority of the owners present shall vote in favor of such annexation, the territory in question shall be annexed to the territory of the association and such property and the owners thereof shall thereafter have the same rights and be subject to the same liabilities as if the same had been an original part of the territory of this association.

Sec. 5. Said association may sue and be sued, and plead and be impleaded, own, hold and convey any estate, real or personal, and shall have a common seal with the privilege of altering it at pleasure; may provide, through by-laws, ordinance or otherwise, for the extinguishment of fires, the oiling, sprinkling, care, repair and lighting of streets, the laying of sidewalks and crosswalks, the erection and maintenance of docks, breakwaters, retaining walls and bridges, the dredging of harbors and creeks, the care of beaches and waterfronts, the maintenance of corporate property, the regulation of entertainment, concerts and celebrations, the collection and disposal of garbage, refuse and ashes, the abatement and prevention of every kind of nuisance and public annoyance, the prevention and regulation of the carrying on within the limits of said association of any business prejudicial to public health, or dangerous to, or constituting an unreasonable annoyance to those living or owning property in the vicinity thereof, the regulation of the erection of all lamp posts, telephone, telegraph and electric light posts, and the wires and fixtures thereof, the regulation of the planting, removal, protection and preservation of trees in the streets, the keeping of the streets and all public places within the limits of said association quiet and free from all undue noise, the prevention and abatement of every kind of nuisance and public annoyance, the regulation of the use and construction of cesspools, drains, sewers and privies and the place and method of discharge of the same, the prevention of assemblages of persons on the sidewalks to the obstruction, hindrance or annoyance of the public, the location and maintenance of wells, cisterns or water works for use in case of fire or for domestic use, the regulation of the discharge of firearms in said territory, the regulation of the running of animals at large, the regulation of the place and length of time for the parking of vehicles and the regulation and prevention of the deposit of rubbish within the limits of the association; and may also prescribe fines and penalties for a violation of any such by-laws, ordinances or regulations not exceeding fifty dollars for any one offense, which penalties may be recovered in a proper action brought for that purpose in the name of The Indian Town Association before any court having jurisdiction for the use and benefit of said association; and any person who shall violate any such bylaw or ordinance for which violation a fine is imposed may be prosecuted by any grand juror in the town of Old Saybrook.

Sec. 6. The first meeting of the members of said association shall be held within thirty days after the approval of this act, at such time and place within the limits of said The Indian Town Association as the following named persons, or a majority of them, shall appoint: Clayton W. Welles, Charles H. Miner, Mrs. E. O. Buck, Stuart M. Prann, Bertrand E. Spencer and Karl T. Hoffman. Said meeting shall be held for the purpose of acting upon the adoption of this act and, if adopted, of electing an executive board to consist of nine members of The Indian Town Association; three of whom shall hold office until the first Monday after the first Saturday of July, 1940; three until the first Monday after the first Saturday of July, 1941; three until the first Monday after the first Saturday of July, 1942, unless they or any of them shall sooner cease to be property owners within the limits of said association. Three members of said board shall be elected at the annual meeting, beginning in the year 1940 for the term of three years from the first Monday of July following their election, and until their successors shall be elected and shall have qualified, unless they or any of them shall sooner cease to be property owners within the limits of said association. When a corporation shall be a member of the association, it may be represented on the executive board by any person designated by it. Any owner of two hundred or more lots shall be entitled to two representatives on the executive board.

Sec. 7. Notice of the time and place for said first meeting shall be signed by at least three persons named in section six hereof, and shall be sent by mail to each member of the association at least five days before the time appointed for said meeting. Said executive board shall be elected by a plurality of the ballots cast at said meeting and the polls for the reception of said ballots shall be open from 4 o'clock p.m. until 6 o'clock p.m. on said day.

Sec. 8. The fiscal year of the association shall be from July first in one year to June thirtieth in the succeeding year, both dates inclusive. The annual meeting of the association shall be held on the first Saturday of July at three o'clock in the afternoon. Special meetings of the association shall be called at the written request of any four members thereof by the president, who shall, within five days after receipt of any such request, cause notice thereof to be given, provided notice for any special meeting shall specify the object for which such meeting is called. Twelve members of the association shall constitute a quorum for the transaction of business at any regular or special meeting.

Sec. 9. Notices of the annual and of all special meetings of the association shall be signed by the president or by the vice president, or by two other members of the executive board, and may be given by mail or personally. In case they are given by mail, written notice of the time and place of such meetings shall be sent at least five days before the time appointed, by letter mailed in Middlesex county and addressed to each member of said association, at his last known place of abode or, if he shall be at the time dwelling within the limits of said territory, at such dwelling. Personal notice may be given by leaving with such member a written notice of such time and place of meeting, at least five days before the time appointed.

Sec. 10. The executive board shall hold its first regular meeting in each year on the evening of the Monday next following the annual meeting of the association, and notice of the time and place of said meeting shall be given by the clerk of the association in the manner hereinafter provided. Said board shall elect by ballot from its members a president, vice president, treasurer and clerk of said board, each of whom shall hold office for one year from the day of his election and until his successor shall be elected and shall have qualified, and they shall also be, respectively, president, vice president, treasurer and clerk of the association. In case of a vacancy in any office, it may be filled for the unexpired portion of the term by a majority vote of the executive board as then constituted. The duties of each of these officers shall be defined by the by-laws of said association. It shall be the duty of such president or clerk, on the signed written request of any four members of said board, to call a meeting of said board. Notices of such meeting shall be given by leaving with or at the usual place of abode of each member a written notice signed by said president or clerk, specifying the time and place of such meeting, or by sending such notices by mail at least five days before such meeting. A majority of said executive board shall constitute a quorum at any meeting thereof.

Sec. 11. The executive board shall have the care, custody and management of all funds and property of the association and, when assembled according to law, shall have power to make regulations for the management and control of such property and its transfer and conveyance; to make regulations concerning the time and place of meetings of said executive board and of said association so far as they are not inconsistent with any provision of this act; to regulate the method of assessment and collection of taxes for association purposes and to prescribe the duties and compensation of all officers and employees of the association.

Sec. 12. Said executive board shall possess power, when so legally assembled, to make, alter, amend, repeal and enforce by-laws, regulations and ordinances, as it shall deem suitable, not inconsistent with this act or contrary to the laws of the state or of the United States, to accomplish the objects specified in section two and section five of this act.

Sec. 13. Any person aggrieved by any order of the executive board making any assessment of benefits or damages, or requiring the construction of any sidewalk, curb or gutter, or the payment of any part of the expense thereof, may appeal therefrom in the manner prescribed in sections 505, 506, 507 and 508 of the general statutes, and with like effect.

Sec. 14. Said executive board may appoint police officers to act within the limits of said

association, who shall have all the powers of constables within said territory, for the purpose of making arrests for violation of law or of the regulations and by-laws of said association, and said executive board may fix the compensation of such police officers.

Sec 15. Said executive board shall establish a public signpost within the limits of said The Indian Town Association and may make, establish and adopt forms of orders and notices to be used under this act.

Sec. 16. No by-law or ordinance shall take effect or be enforced until fifteen days after its passage, nor until the same has been posted, for at least three days after its passage, on the public signpost of said association. A certificate of the clerk of said association of the due posting of any by-law or ordinance shall be prima facie evidence of such posting.

Sec. 17. The clerk of said board shall, on or before the time of the annual meeting, prepare an assessment list of all the real estate in said territory, including therein the value of houses, buildings and improvements thereon, placing in the name of each member of the association such lands, buildings and improvements as were owned by the same on May first preceding, but at the value at which they stand assessed on the grand levy of the town of Old Saybrook last completed. For the purpose of such assessment, all of the owners of any interest in any given lot or parcel of real estate shall be regarded and listed as one owner. Such list shall be adopted by the executive board and shall then be and constitute the assessment list of said The Indian Town Association, provided the executive board may at any time make necessary corrections or revisions.

Sec. 18. Said association, at its annual meeting or at any special meeting called for that purpose, by a majority vote of those present at such meeting, may lay an annual tax, for the purposes herein specified, not exceeding seven mills on the dollar of the total value of such real estate, as shown on the assessment list hereinbefore provided for, upon the owners of said real estate as the same shall appear of record on May first preceding, and shall appoint a collector to collect such tax, and rate bills shall be made out and signed by said board, and warrants may be issued for the collection of money due on such rate bills, pursuant to the provisions of section 1208 of the general statutes.

Sec. 19. Written notice of the rate of such tax and of the amount apportioned to each member of the association shall be sent by the clerk of the executive board within ten days from the laying of such tax, and such tax shall be due and payable on August fifteenth in each year, and, if such tax be not paid when due, it shall bear interest at the rate of six-tenths of one per cent of each month from the date when it was so payable. The collector shall have all the power of collectors of town taxes and shall be accountable to the executive board in the same manner as town collectors are accountable to selectmen, and shall pay the taxes as soon as collected to the treasurer of the association. Each such tax shall be a lien upon the property upon which it shall be laid for one year from the due date of such tax, and may be collected by suit in the name of said association, or by foreclosure of such lien. Such lien may be continued by certificate to be recorded in the land records of the town of Old Saybrook, pursuant to the provisions of section 387c of the 1935 supplement to the general statutes.

Sec. 20. No contract which shall involve an expenditure of money in excess of five hundred dollars in any fiscal year shall be made by the executive board unless the same shall be specially authorized by a vote of the association. The board shall not, within the fiscal year, make contracts or incur obligations which shall, in the aggregate, amount to more than the sum of one thousand dollars, unless the same shall be authorized by a vote of the association; nor is the board authorized to borrow money without like authority.

Sec. 21. The executive board may, by a three-quarters vote of those present at any meeting,

abate the taxes assessed as aforesaid upon any such person or persons as are poor and indigent and unable to pay the same, causing an entry of the reasons therefor to be made on its records.

Sec. 22. This act shall become effective upon its adoption by a majority vote of all those owners of record of land within the limits of said association herein set forth, at the first meeting of the association called as provided for in sections six and seven of this act.

SPECIAL ACT
**AN ACT AMENDING THE CHARTER OF THE INDIAN TOWN ASSOCIATION,
CONCERNING THE ISSUANCE OF BONDS AND NOTES
AND THE DATE OF THE ANNUAL MEETING**
[No. 285 Connecticut Special Acts (Feb. 1965), page 287-8]

Sec. 1. Section 1 of Number 477 of the Special Acts of 1939 is amended to read as follows: The owners of record of land within the limits hereinafter specified, in the locality known as Indian Town, in the Town of Old Saybrook shall be, while they shall continue to be owners of such land, a body politic and corporate under the name of "The Indian Town Association," and they and their successors shall be a corporation in law with all the privileges set forth in Section 33-291 of the General Statutes and with the rights, powers, privileges and duties hereafter set forth, together with the right and privilege to issue and make serial notes and bonds. Each member of the association of the age of twenty-one (21) years or over, not otherwise prohibited by-law from voting, so long as he shall continue to own real estate in said territory, shall be entitled to vote at any meeting of said Association and shall be eligible to hold any office therein. All owners of any interest in any given lot or parcel of real estate shall be considered as one owner for the purpose of voting and shall be entitled collectively to cast one undivided vote.

Section 2. Section 8 of Number 477 of the Special Acts of 1939, is amended to read as follows: The fiscal year of the Association shall be from July First in one year to June Thirtieth in the succeeding year, both dates inclusive. The annual meeting of the Association shall be held on a date to be fixed by a By-Law proposed by the Board of Directors and approved by the members of said Association. Special meetings of the Association shall be called at the written request of any four (4) members thereof, by the President, who shall, within five (5) days after receipt of any request, cause notice thereof to be given, provided notice of any special meeting shall specify the object for which such meeting is called. Twelve (12) members of the Association shall constitute a quorum for the transaction of business at any regular or special meeting.

Section 3. This act shall take effect upon its approval by a majority of the members of said Association at a meeting called for said purpose.

SPECIAL ACT
INCORPORATING THE CORNFIELD POINT ASSOCIATION^{7EN8}
**[No. 467, Connecticut Special Acts (Jan. 1943),
Page 308 Replaces No. 273, Connecticut Special Acts
(Jan.1935), page 150 Amendments follow.]**

Sec. 1. The owners of record of land within the limits specified in Section two of this act, in the locality known as Cornfield Point in the town of Old Saybrook, shall be, while they continue to be owners of such land, a body politic and corporated by the name of The Cornfield point Association, and by that name they and their successors shall be a corporation in law, capable of suing and being sued, and pleading and be impleaded in all courts, and shall be vested with the powers hereinafter specified. Each member of the association, of the age of twenty-one years or

over, not otherwise prohibited by-law from voting, so long as he shall continue to own real estate in said territory, shall be entitled to vote at any meeting of said association and shall be eligible to hold any office therein. All owners of any interest in any lot or parcel of real estate shall be considered as one owner for the purpose of voting and shall be entitled collectively to cast one undivided vote.

Sec. 2. The limits of said association shall be that part of the town of Old Saybrook known as Cornfield Point, consisting of all lots or parcels of land as shown on the map of Cornfield Point made for James J. Smith Company of Old Saybrook and New York City by Daball and Crandall, which map is on file in the office of the town clerk of the town of Old Saybrook. Said territory is bounded as follows: Beginning at a point in the high water line of Long Island sound at the northwest corner of property formerly owned by F.W. McLean and adjoining Plum Bank, thence in a southerly direction along Long Island sound to the point of land known as Lot No. 538 on said map; thence in an easterly direction along Long Island sound to the easterly line of Lot No. 210; thence northerly along the easterly line of said lot to center line of Maple Avenue; thence along center line of Maple Avenue in a northwesterly direction to central line in a northwesterly direction to central line of Summerfield Road; thence along central line of Summerfield Road in a northwesterly direction to Plum Bank Creek; thence in a westerly direction along Plum Bank Creek to a town ditch; thence continuing in a westerly direction to state highway No. 154; thence across said highway in a westerly direction to the easterly line of property of F.W. McLean; thence northerly along the easterly line of F.W. McLean; thence westerly along the northerly line of said McLean to the point of beginning.

Sec. 3. The object of said association shall be to provide for the improvement of the land of said territory and for the health, comfort, protection and convenience of the inhabitants thereof.

Sec. 4. At any time hereafter any parcel of land which is contiguous to the territory in said association as above defined may become a part of the territory of said association in the following manner: The owners may make a written application to the association that such contiguous land bounding the same be added to the territory of the association. The officer receiving such application shall cause same to be considered and acted upon by the board of governors within one month. If a majority of the whole membership of such board shall favor such annexation, they may call a special meeting of the association or submit the matter to the next regular meeting of the association, such meeting to consider said matter shall be warned as special meetings of the association are warned and if a majority of the owners present shall vote in favor of such annexation, the territory in question shall be annexed to the territory of the association and such property and the owners thereof shall thereafter have the same rights and be subject to the same liabilities as if the same had been an original part of the territory of said association.

Sec. 5. The first meeting of the members of said association shall be held not later than the first day of August following the passage of this act, at such time and place within the limits of said Cornfield Point Association as C. W. King, Paul Bronson and Mildred G. Weld, or the majority of them shall appoint, for the purpose of electing a board of governors and of approving this act in accordance with the provisions of section nineteen of this act. At said first meeting, there shall be elected three members as a board of governors to serve for one year, three members to serve for two years and three members to serve for three years and until their successors shall be chosen. At each annual meeting thereafter, there shall be elected three members to serve three years and until their successors shall be chosen. Any member of said board who shall cease to have membership in said association within the meaning of this act shall automatically cease to be a member of said board of governors.

Sec. 6. Notice of the time and place of said first meeting shall be signed by three of the persons named in section five and shall be sent by mail to each member of the association at least five days before the time appointed for said meeting. Said board of governors shall be elected by a plurality of the ballots cast at said meeting and the polls for the reception of such ballots shall be open from twelve o'clock noon until four o'clock in the afternoon on such appointed day.

Sec. 7. Annual meetings thereafter shall be held on the first Saturday of July, at such time and place within the limits of said association as the board of governors may direct. Any vacancy occurring in the membership of said board of governors, between annual meetings of the association, shall be filled by a majority of the remaining members of the board until the next annual meeting, at which time the members of the association shall elect as above prescribed a member of the board for the unexpired portion of the term.

Sec. 8. The board of governors shall elect from its members a president and a vice president, and there shall be elected from the association membership a secretary, a treasurer and an assistant treasurer. The president shall preside over all meetings of the board and the association and shall be the chief executive of the association. In the absence of the president, the vice president or secretary or treasurer shall preside. The secretary shall sign all warnings, notices, orders and by-laws and shall keep a record of all action of said board and of said association. The treasurer shall keep an account of all moneys received and paid out and shall render a report at each annual meeting. The assistant treasurer shall have all the powers of the treasurer in the absence of said treasurer. The treasurer shall furnish a bond in such amount as the board of governors shall, from time to time, determine, the premium on said bond to be paid by the association.

Sec. 9. The fiscal year of the association shall be from June first in one year to May thirty-first in the succeeding year, both dates inclusive.

Sec. 10. Special meetings of the association may be called by the president and shall be called at the written request of any twenty members thereof by the president or secretary, who shall, within five days after receipt of any such request, cause notice thereof to be given, provided notice of any special meeting shall specify the object for which such meeting is called.

Sec. 11. Notice of the annual and special meetings of the association shall be signed by the president or secretary and may be given by mail or personally. In case they are given by mail, written notice of the time and place of such meetings shall be sent at least five days before the time appointed by-law, mailed in Connecticut and addressed to each member of said association at his last known place of abode.

Sec. 12. Said association may purchase, acquire, hold, own, sell or convey such real or personal estate as its purposes may require, and the board of governors may enact bylaws or ordinances for the following purposes: To regulate travel over the highways within the limits of the association, when, in the opinion of said board, the free and unrestricted use of said highways may become dangerous or inconvenient; to appoint and remove police officers to act within the limits of said association, who shall have the powers of constables within said limits for the purposes of making arrests for the violation of any regulation or by-law of said association or any law; to clean and improve ditches and to care for the beaches and water fronts; to keep streets and all public places within the limits of said association quiet and free from noise; to regulate the parking of motor vehicles; to build, repair and improve highways, roads and sidewalks within the limits of said association; to establish building lines; to protect any property from fire, such protection to include the regulation of the number and kind of cottages and structures that may be erected or placed on any building lot within said limits; to regulate the carrying on within the limits of said association of any business that will, in the opinion of said board, be prejudicial to public health or dangerous to, or will constitute an unreasonable annoyance to, those living or owning property in the vicinity thereof, which regulations shall be uniform for each class or kind of buildings or structures, and for each class of business; to regulate peddling as provided for in towns under the general statutes; to restrict the right of entry on the property of said association except upon the highways and to promote the planting of trees and shrubbery and other work leading to the improvement of the appearance of property within the limits of said association. Said association shall have exclusive charge and control of all roads within the limits shown on the maps referred to in section two which are not under state or town control. Said board of governors may fix a penalty for each violation of any such by-laws, ordinances or regulations of not more than twenty-five dollars, and the penalties may be recovered in an action brought for the

purpose in the name of The Cornfield Point Association before any court having jurisdiction, for the use and benefit of said association. No by-law, ordinance or regulation shall take effect until ten days after its passage nor until it shall have been posted on a signpost which shall be erected within the territorial limits of the association at a place designated by the board of governors for at least seven days. A certificate of the secretary of said association of the posting of any by-law, ordinance or regulation as provided herein shall be prima facie evidence of such posting. The method by which water is supplied within the limits of the association at the time of the passage of this act is approved, and any action thereunder is confirmed, but the association may, at any time, purchase the plant and equipment operated and used in furnishing the water on land within the territorial limits of the association and may maintain, construct, extend and operate reservoirs, water works and pipe lines and a distribution system for supplying water to said association and the inhabitants thereof.

Sec. 13. The board of governors shall prepare and submit to said association at each annual meeting a budget and recommend an assessment for the purpose of and based upon said budget; but not to exceed five dollars on each lot of land having a dwelling or cottage thereon located within the limits of the association, and not to exceed one dollar on each vacant lot located within the limits of said association, as the same shall appear of record on May first preceding. Said association shall have the power to decrease said budget and rate of assessment recommended by said board of governors, but in no case shall it have the power to increase the budget and rate of assessment. The rate of assessment recommended by the board of governors shall be final unless decreased by the association at such annual meeting. The treasurer of said association shall collect such assessments and a rate book shall be made out and signed by the clerk of said association on or before the second Saturday of July in each year and warrants may be issued for the collection of money due on the rate bills, pursuant to the provisions of section 168f of the 1941 supplement to the general statutes. Such assessment shall be a lien upon the property upon which it shall be laid and such lien may be continued by certificate and shall be recorded on the land records of the town of Old Saybrook pursuant to the provisions of the general statutes relating to continuance of tax liens.

Sec. 14. Written notice of the rate of such assessment and of the amount apportioned to each member of the association shall be sent by the treasurer within ten days from the laying of such assessment, and such assessment shall be due and payable on July twenty-first in each year and if such assessment is not paid when due it shall bear interest at the rate of five-tenths of one per cent for each month from the date when so payable.

Sec. 15. The board of governors may, by a three-quarters vote of those present at any meeting, abate any assessment levied upon any person or persons who are unable to pay same, causing an entry of the reasons thereof to be made on its records.

Sec. 16. No contract which shall involve an expenditure of money in excess of one hundred dollars in any fiscal year shall be made by the board of governors if said sum is not provided for in the budget, unless the same is specifically authorized by a vote of the association.

Sec. 17. The restrictions, at the time of the passage of this act, applying to property within the limits of the association as noted in deeds shall remain in force until changed as hereinafter provided, but in no case shall such restrictions be removed prior to the date provided in such deeds. The existing restrictions contained in deeds may be extended in time from the date of expiration thereof, but nothing herein shall be construed as authorizing the board of governors or the association to change restrictions in deeds. The board of governors shall appoint a member of the association, whose duty it shall be to inspect all plans for proposed buildings, and from time to time inspect such buildings during process of erection to determine their conformance to the restrictions and by-laws. Appeals from the rulings of said building inspector may be taken to the board of governors. Property owners seeking approval of such plans shall pay a fee of one dollar at the time such approval shall constitute a violation of the by-laws and regulations of said association, and the board of governors may petition any court having jurisdiction to direct the demolition of that part of the structure erected contrary to such approved plans and the erection in

lieu thereof of the building conforming to the approved plans.

Sec. 18. If any by-laws or regulation adopted by The Cornfield Point Association shall conflict with any lawful ordinance of the town of Old Saybrook, the ordinance of said town shall prevail and supersede the by-law or regulation of said association. Any tax liens levied by said town of Old Saybrook on property within the limits of The Cornfield Point Association shall have priority over any liens for assessments levied on the same property by said association.

Sec. 19. This act shall take effect upon its approval by a majority vote of the qualified members of the association attending a meeting held for the purpose.

SPECIAL ACT
ACT AMENDING AN ACT INCORPORATING
THE CORNFIELD POINT ASSOCIATION
[No. 338, Connecticut Special Acts (January 1945), page 733]

Section 1. Section one of number 467 of the special acts of 1943 is amended by adding thereto the following: "Husbands and wives of said owners shall be members of said association but shall not be empowered to vote at any meeting of said association except in the absence of said owners."

Section 2. Section five of said act is amended to read as follows: The first meeting of the members of said association shall be held not later than the first Saturday of July, 1945, at such time and place within the limits of said Cornfield Point Association as C. W. King, Paul Bronson and Mildred G. Weld, or the majority of them, shall appoint, for the purpose of electing a board of governors and of approving this act in accordance with the provisions of section nineteen of this act. At said first meeting there shall be elected three members as a board of governors to serve for one year, three members to serve for two years and three members to serve for three years, and until their successors shall be chosen. At each annual meeting thereafter, there shall be elected three members to serve three years and until their successors shall be chosen. Any member of said board who shall cease to have membership in said association within the meaning of this act shall automatically cease to be a member of said board of governors.

SPECIAL ACT
CONCERNING ASSESSMENT BY THE CORNFIELD POINT ASSOCIATION
[No. 103, Connecticut Special Acts (January 1957), page 129]

The first sentence of section 13 of number 467 of the special acts of 1943, as amended by number 56 of the special acts of 1949 is amended to read as follows: The board of governors shall prepare and submit to said association at each annual meeting a budget and recommend an assessment for the purpose of and based upon said budget, but not to exceed twenty-five dollars on each lot of land having a dwelling or cottage thereon located within the limits of the association, and not to exceed five dollars on each vacant lot located within the limits of said association, as the same shall appear of record on October first preceding.

SPECIAL ACT
AN ACT CONCERNING ASSESSMENT OF PROPERTY
OWNERS OF THE CORNFIELD POINT ASSOCIATION
[Approved April 21, 1969. No. 18 Connecticut Special Acts
(Jan. 1969), page 26]

The first sentence of section 13 of number 467 of the special acts of 1943, as amended by number 56 of the special acts of 1949 and by number 103 of the special acts of 1957, is amended

to read as follows: The board of governors shall prepare and submit to said association at each annual meeting a budget and recommend an assessment for the purpose of and based upon said budget, but not to exceed twenty-five dollars on each lot of land having a dwelling or cottage thereon located within the limits of the association, and not to exceed five dollars on each vacant lot located within the limits of said association, as the same shall appear of record on October first preceding, except that the amount of such assessment may be increased to fifty dollars on each such lot having a dwelling or cottage and ten dollars on each such vacant lot for the fiscal years beginning June 1, 1969, June 1, 1970 and June 1, 1971 only, said additional assessments to be used for financing the construction of a groin or jetty for the benefit of the bathing beach of said association.

SPECIAL ACT
**AN ACT CONCERNING THE TRANSFER OF CERTAIN
STATE LAND TO THE TOWN OF OLD SAYBROOK**
[No. 4492 Connecticut Special Acts (Jan. 1961), page 239]

The State Park and Forest Commission may, in the name of the State, convey to the Town of Old Saybrook a certain piece or parcel of land, known as the Old Fort Property in Old Saybrook, and bounded and described as follows:

Bounded Southerly on College Street, Seven Hundred Eight (708') Feet, more or less;

Westerly in part on land of Ed. Reed, in part on land of A. B. Tooker, and in part on land of G. Blague and in part on land of parties unknown, Seven Hundred Twelve (712') Feet, more or less;

Northerly on land of Charles Williams, Two Hundred Fifty (250') Feet, more or less;

Westerly again on land of said Williams, One Hundred Eighty-nine (189') Feet, more or less;

Southerly again on land of said Williams, One Hundred Forty (140') Feet, more or less;

Westerly again in part on land of said Williams and in part on land of Mrs. M.S. Potter, Two Hundred Ten (210') Feet, more or less;

Northerly again on land of William H. Hale, One Hundred Twenty (120') Feet, more or less;

Westerly again on land of said Hale, Two Hundred Twenty seven (227') Feet, more or less;

Northerly again on land of Mather I. Rankin, Two Hundred Seventy (270') Feet, more or less, to the Connecticut River;

Northeasterly on Connecticut River Three Hundred Twenty-eight (328') Feet, more or less to land of the Hartford and New York Transportation Company;

Easterly on land of said Hartford and New York Transportation Company, One Thousand Seventy-five (1,075') Feet, more or less; to the point or place of beginning; containing Seventeen and Eight Tenths (17.8) Acres more or less.

SPECIAL ACT
**AN ACT MAKING AN APPROPRIATION FOR THE
DREDGING OF NORTH COVE IN OLD SAYBROOK**

[No. 268 Connecticut Special Acts (Jan. 1963), page 266]

The sum of Thirty-three Thousand Seven Hundred Fifty (\$33,750.00) Dollars is appropriated to the Water Resources Commission for the dredging of North Cove in the Town of Old Saybrook.

**SPECIAL ACT
AN ACT CONCERNING TERMS OF OFFICE OF THE MEMBERS OF
THE ZONING COMMISSION OF THE TOWN OF OLD SAYBROOK
[No. 89 Connecticut Special Acts (Jan. 1963), page 68]**

Section 1. At the election to be held in the Town of Old Saybrook on the First Monday in October, 1963, there shall be elected Five (5) members of the Zoning Commission, One (1) to hold office for One (1) year, One (1) for Two (2) years, One (1) for Three (3) years, One (1) for Four (4) years, and One (1) for Five (5) years from the First Monday of January, 1964; and an additional member who shall hold office for Five (5) years from the First Monday of January, 1965. At the Town election to be held on the First Monday of October, 1965, and biennially thereafter, Two (2) members shall be elected for terms of Five (5) years, One (1) to take office on the First Monday of January following his election, and One (1) on the First Monday of the next succeeding January. Not more than Four (4) members in office at any one time shall be members of any one political party.

Section 2. The provisions of Section 1 of Number 422 of the Special Acts of 1941, inconsistent herewith, are repealed.

**SPECIAL ACT
AN ACT PROVIDING FOR A STUDY OF COSTS IN RECONSTRUCTING
SAYBROOK FORT PARK AS AN HISTORICAL SHRINE
[No. 364 Connecticut Special Acts (Feb. 1965), page 381]**

The sum of Ten Thousand (\$10,000.00) dollars is appropriated to the State Park and Forest Commission to conduct a preliminary study of the costs in the reconstruction of the Saybrook Fort Park in the Town of Old Saybrook as an historical shrine.

**SPECIAL ACT
AN ACT PROVIDING FOR A BRANCH OF THE MOTOR
VEHICLE DEPARTMENT IN OLD SAYBROOK
[No. 377 Connecticut Special Acts (Feb. 1965), page 391]**

Sec. 1. The Commissioner of Motor Vehicles shall maintain a branch office of the Motor Vehicle Department in the Town of Old Saybrook.

Sec. 2. The sum of Ninety-five Thousand and Sixty (\$95,060.00) Dollars is appropriated for the biennium ending June 30, 1967, for the purposes of this Act.

**SPECIAL ACT
AN ACT AUTHORIZING THE TOWN OF OLD SAYBROOK
TO ENACT A PENSION ORDINANCE
[No. 316 Connecticut Special Acts (Feb. 1965), page 325]**

The Town of Old Saybrook, acting by its Town Meeting, may adopt an ordinance to establish pension systems for the officers and employees of the Town, provided the rights or benefits granted to any individual under any existing retirement or pension system applicable to present or former officers and employees of the Town shall not be diminished or eliminated.

SPECIAL ACT
**AN ACT PROVIDING FOR A STUDY OF THE ESTABLISHMENT OF A
VOCATIONAL TECHNICAL SCHOOL IN THE OLD SAYBROOK AREA**
[No. 156 Connecticut Special Acts (January 1967), page 146]

The State board of education shall study the need for a regional vocational technical school to serve the Old Saybrook area and report its findings and recommendations to the 1969 session of the general assembly on or before January 15, 1969.

Approved June 6, 1967

SPECIAL ACT
**AN ACT CONCERNING A CONTRACT BETWEEN
THE FLOOD AND EROSION CONTROL BOARD
OF OLD SAYBROOK AND THE STATE OF CONNECTICUT**
[No. 17 Connecticut Special Acts (January 1971), page 18]

The claim of the state for sixty-five thousand eight hundred ninety dollars and seventeen cents against the Town of Old Saybrook as a result of a contract between the state and the flood and erosion control board of said town, dated November 9, 1956, and amended October 25, 1958, shall be cancelled upon the execution of a release, by said town, its flood and erosion control board and the Chalker Beach Association, of any claim that they, or any of them, have or may have against the state or the water resources commission for rehabilitation of or repair work to Chalker Beach, Old Saybrook, or both, arising out of said contract.

Approved April 17, 1971

¹Editor's Note: This section has been repealed by Chapter 12, Section 4(b), of the Charter.

²Note: This Act was amended as to particular sections as follows:

Section 3 in 1943 (page A50017), in 1951 (page A50018) and in 1957 (page A50019).

Section 8 in 1951 (page A50019).

Section 9 in 1943 (page A50017), and in 1951 (page A50019).

Section 11 in 1943 (page A50018).

Section 12 in 1943 (page A50018).

Section 13 in 1951 (page A50019).

Section 16 in 1951 (page A50019).

Section 15 was repealed in 1943 (page A50018).

³Note: This Act was amended as to particular sections as follows:

⁴Note: This Act was amended as to particular sections as follows:

Section 6 in 1931 (page A50025), and in 1947 (page A50026).

Section 7 in 1947 (page A50026).

Section 8 in 1931 (page A50025), and in 1947 (page A50026).

Sections 9 and 10 in 1931 (page A50025).

Sections 18, 21, 22, and 23 in 1931 (page A50025).

⁵Note: This Act was amended as to particular sections as follows:

Section 2 in 1933 (page A50029).

Section 4 in 1931 (page A50029).

Section 8 in 1931 (page A50029).

Section 18 was added in 1931 (page A50029).

⁶Note: This Act was amended as to particular sections as follows:

⁷Note: The foregoing Act was amended as to particular sections as follows:

Section 1 in 1945 (page 61).

Section 5 in 1945 (page 61).

Section 13 in 1957 (page 61).

⁸Note: The foregoing Act was amended as to particular sections as follows: